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MAY 1 1978

CITY COUNCIL MEETING NO. 12

The Regular Meeting of City Council will be held in the Council Chamber, City Hall, on Monday, April 24, 1978, at 8 p.m.

ROLL CALL

Local Govt.

TABLING OF DOCUMENTS

1. Copy of Audited Financial Statements for the year ending 1977, for the Public Utilities Commission of the City of Kingston.

MINUTES

That the Minutes of City Council Meetings Nos. 9, 10 and 11 held April 3 and 10, 1978, respectively, be adopted as printed.

COMMUNICATIONS

To be Filed

(256) From the Ministry of Treasury, Economics and Intergovernmental Affairs, acknowledging receipt of Council's recommendations with regard to Bill No. 119, "An Act to Provide for the Licensing of Businesses by Municipalities". (R.23(3)78).

(257) From Thorne, Riddell & Co., Chartered Accountants, a publication entitled *"Focus... On the Federal Budget"*, dated April 10, 1978.

(258) From the Ministry of the Solicitor General, Division of Public Safety, their publication *Fire Marshals Quarterly News*, for the Third Quarter of 1977.

(259) From the Principal and Vice-Chancellor of Queen's University, acknowledging, with thanks, Council's decision of April 3, 1978, approving a grant of $30,000 for the year 1978 in support of their Queen's Quest campaign.

Which Has Been Referred to the Finance and Accounts Committee and the Kingston Intercity Exchange Committee

(260) From Mrs. S. Holy, 120 Herchmer Crescent, expressing her concern at the way in which a recent cultural exchange event with the Province of Quebec was handled by the City of Kingston and the Kingston Minor Hockey Association.
(Note: Copy of letter has been distributed to all members of Council.)

To be Referred to the Finance & Accounts Committee and the Parks and Recreation Committee

(261) From the Corporation of the Town of Goderich, requesting endorsation of their following resolution:

> *"THAT WHEREAS the Town of Goderich recognizes that the Municipal Grant Reform Committee's recommendations include the elimination of a number of direct and conditional grants, among them those under the Parks Assistance Act;*

COMMUNICATIONS (Cont'd)

To be Referred to the Finance & Accounts Committee and the Parks and Recreation Committee (Cont'd)

(261) (Cont'd)

WHEREAS it might be advisable to incorporate a number of conditional grants into a revamped system of unconditional grants, the Corporation of the Town of Goderich takes the stand that the Parks Assistance Act should not be one of these eliminated since the Town of Goderich is of the opinion that the proposed discontinuation of grants under The Parks Assistance Act would discourage many municipalities from acquiring, preserving and developing public open space. Such an act would be particularly detrimental to smaller municipalities.

NOW THEREFORE let it be resolved that the Provincial Government give consideration to the above concern."

Which Has Been Referred to the Finance and Accounts Committee

(262) From Mrs. Irene Mooney with regard to the recent increases in O.H.I.P. premiums. She notes that while the increase applies to the entire population, most of the work force's premiums are paid out of the public purse by their employer, the net result being that the rest of the population pays its own increases as well as those of the public employee.

Which Has Been Referred to the Community Services Committee

(263) From the Energy Conservation Centre, a letter of introduction stating that they are located at 286 Montreal Street, Kingston, and giving details of their background and purpose. They ask that the week of May 1st to May 8th be officially declared Energy Conservation Week in Kingston.

To be Referred to the Finance and Accounts Committee

(264) From the Liquor Licence Board of Ontario, Notice of application for a liquor licence by Kingston Tennis World, located at Norman Rogers Airport.

(265) From the Liquor Licence Board of Ontario, Notice of application for a liquor licence by Howard Johnson's Confederation Place Hotel, located at 237 Ontario Street.

Which Has Been Referred to the Finance & Accounts Committee and the City of Kingston Planning Board

(266) From Kingston District Chamber of Commerce notifying that the Board of Directors passed the following resolution:

"That the Chamber of Commerce write to Mayor Ken Keyes supporting the concept of establishing a Core Development Committee."

and that they look forward to early approval and set up of this committee.

COMMUNICATIONS (Cont'd)

To be Referred to the Committee of Adjustment

(267) Copy of appeal to the Ontario Municipal Board of the Board's decision in the matter of the appeal by John B. Sampson from the conditions imposed in a decision of the Committee of Adjustment of the City of Kingston requiring that an 86 foot wide access road to a depth of 225 ft., along the south boundry of the land to be conveyed be deeded to the City. (Holdcroft Quarry).

To be Referred to the City of Kingston Planning Board

(268) Letter from Earl and Joyce Sears, owners and occupants of the single-family residential property at No. 902 Portsmouth Avenue, stating that they strongly oppose commercial development on the property to the south of theirs, which can occur under By-Law No. 8499.
(Copies have been distributed to members of Council)

(269) Applications for Zone Change and Official Plan Amendment for Lot 255 and Part Lots 251, 252, and 253, Plan 137, City of Kingston, located at 213 Concession Street, owned by Vanzuylen's Alignment Service Limited and presently classified as non-conforming commercial in a residential area. The applicant wishes to expand and alter an existing legal non-conforming use and requests that the land be zoned commercial.

To be Filed

(270) Letter from Mrs. James B. Garvin, expressing her appreciation, on behalf of her family, for Council's motion of sympathy passed on March 28, 1978.

(271) Statement of Revenue and Expenditures for the month of February, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of February 1978	1977 to date
Operating Deficit:	$ 645,840.	$ 68,465.	$ 30,106.	$ 67,805.
Debentures:	27,690	4,615	2,308	6,033
Total Deficit:	$ 673,530.	$ 73,080.	$ 32,414.	$ 73,838.

(272) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the Township of Otonabee's resolution with regard to increasing costs of heating fuels. (R.33(8) 1978).

(273) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the City of Waterloo's resolution with respect to smoking. (R.31(2)1978).

(274) From the Ministry of Treasury, Economics and Intergovernmental Affairs, their publication *BACKGROUND* Nos. 78/11 and 78/12.
(Copies have been distributed to all members of Council)

COMMUNICATIONS (Cont'd)

To be Filed

(275) Copy of the eighty-fifth Annual Report of the Children's Aid Society for the year 1977.

(276) From the Kingston Symphony Association expressing their appreciation for the $7,500 grant for 1978 from the City of Kingston.

(277) Copy of "Statement on Complementary Action, Coicident with The Federal Budget", and "Final 1977-78, Ontario Finances (Unaudited)", from the Honourable W. Darcy McKeough, Treasurer of Ontario.

Which Has Been Referred to the Parks & Recreation Committee and the City of Kingston Planning Board

(278) From The Corporation of the Township of Goulbourn, informing of a workshop being planned by the Ottawa Valley Recreation Director's Association, to be held on Friday April 28 and Saturday April 29 at the Glen House Motel, on Highway #2, east of Gananoque, concerning "Subdivision Development Agreements".

To be Referred to the Finance & Accounts Committee and the City of Kingston Planning Board

(279) Letter from Beverley Burlock offering her continued support to the City to make the best possible use of the Beaufort land on Bath Road along the Little Cataraqui Creek.

To be Referred to the City of Kingston Planning Board

(280) From the Kingston, Frontenac and Lennox and Addington Health Unit with respect to the Davis Tannery Site Redevelopment Proposal. Dr. Vera Soudek, Medical Officer of Health, does not recommend redevelopment of the Davis Tannery site into a residential area, as the site and the adjacent waterbed are contaminated with known toxic pollutants and other potentially toxic materials.

(281) From Ms. Beverley Burlock, 31 Grosvenor Court, with respect to proposals of a road being constructed through from Bath Road to Princess Street as an extension of Queen Mary Road, and requesting that Council continue to bear in mind the objections to such a road.

(282) From the Ontario Ministry of Housing, acknowledging receipt of copy of the recently adopted City of Kingston Housing Policy Statement (R.20 (1) 78); enclosing a cheque for $3,750, representing the balance of Municipal Housing Statement grant towards cost of Consultant's report; and notifying that the statement is being reviewed by Ministry staff and comments will be sent to the City as soon as possible.

To be Referred to the Community Services Committee

(283) From the County of Lambton, requesting endorsation of their following resolution:

> *"WHEREAS the existing legislation authorizing forty-five dollars comfort allowance to Residents in Homes for the Aged and Chairtable Institutions appears to provide sufficient monthly spending monies for the said Residents. Indeed in many cases when the Residents*

COMMUNICATIONS (Cont'd)

To be Referred to the Community Services Committee (Cont'd)

(283) (Cont'd)

> *receiving the said allowance are confined to bed care, wheel chairs, or in the special care sections of the said Homes, they are unable to spend the said allowance, the comfort monies are thus accumulating in comfort accounts and as interest is being apportioned, these accounts are escalating and in many cases the families of Residents are abusing or attempting to abuse the proper usage of these funds.*
>
> *AND WHEREAS Residents residing in the said Homes who qualify for Extended Care are being substantially subsidized in Homes where the daily rate exceeds $23.00 per day. And those Residents on Residential Care who are part pay, are also substantially subsidized. The said subsidy being provided by the tax payer in the case of Municipal Homes, and in the case of the Charitable Institution, by the phylanthropic dollar, and all of these said dollars are becoming harder and harder to obtain, due to inflationary trends.*
>
> *AND WHEREAS existing legislation and policy states that the Ontario Property Tax Rebate to Senior Citizens, who reside in Homes for the Aged or Charitable Institutions, must be credited to the individuals comfort account or given directly to the Resident conerned.*
>
> *AND WHEREAS in many cases the said Property Tax Rebate ends up in the hands of the Residents families or relatives, especially in cases where the Resident involved has some difficulty in rationalizing and sometimes, reacts under pressure from families and friends.*
>
> *AND WHEREAS Property Tax Rebates to the elderly are in themselves designed to alleviate some of the municipal tax burden for some of the services not used by the elderly who reside in their own or rented accommodation.*
>
> *AND WHEREAS those elderly citizens who are admitted to Charitable or Municipal Homes are by their admittance relieved of Municipal taxation.*
>
> *THEREFORE BE IT RESOLVED that existing legislation or policy be amended, to provide that Property Tax Rebates may be used for arrears of maintenance or that they may be used in a manner that will reduce the the ever increasing amounts of subsidy required for the individual Residents care."*

(284) From The Corporation of the City of Woodstock, requesting endorsation of their following resolution:

> *"WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time;*
>
> *AND WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;*
>
> *THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40. per day after a period of seven days."*

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Housing Sub-Committee

(285) From the Central Mortgage and Housing Corporation, copy of publication entitled "Canadian Housing Statistics - 1977".

To be Filed

(286) From the Ministry of Natural Resources, a publication entitled "Coping With the Great Lakes", A Canada-Ontario Programme.

(287) From the Ontario Good Roads Association, their publication entitled "Road Runner", No. 20, dated April, 1978.

To be Referred to the Parks & Recreation Committee

(288) From the Ministry of Agriculture and Food, enclosing copy of The Topsoil Preservation Act, 1977.

To be Referred to the Public Works Committee

(289) From S.P.A.R. Systems enclosing a publication entitled "Recoup", Canada's Secondary Materials Market.

To be Referred to the Finance and Accounts Committee

(290) From the Liquor Licence Board of Ontario, indicating that formal application may be made by the Island Queen IV for a liquor licence.

To be Filed

(291) From the National Youth Orchestra Association of Canada, expressing their thanks for the City's grant of $750 for the year 1978.

(292) From the Frontenac County Board of Education, copy of the Director's Annual Report for 1976-77.

(293) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the City of Woodstock's resolution with regard to a nominal fee for OHIP services. (R.39(1)78).

PETITIONS

REPORTS

REPORT NO. 41

To The Mayor and Aldermen April 12th, 1978

The Transportation Committee reports and recommends as follows:

1. That Clause 11, Report No. 36 be revised to read as follows:

   "That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that Section 2 be amended to read as follows:

   'Delete the word 'attendant' and substitute therefor the word 'City'; and add the words 'at the owner's expense' to the last sentence, so that Section 2 shall read, "The maximum time for a vehicle to be parked on any City operated parking lot will be 24 hours. Any vehicle parked for more than 24 hours in respect of which prepayment of the proper rates as herein provided has not been made, may be towed from the lot at the owner's expense";'"

   and that By-Law 9225 be amended accordingly on Third Reading.

2. That Clause 21, Report No. 36 be revised to read as follows:

   "That a by-law be presented to Council to amend By-Law 5615, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without Authority Of The Owner Or Occupant Of Such Property And To Provide For The Removal And Impounding Of Any Vehicle So Parked Or Left At The Expense Of The Owner Thereof" to provide that this by-law now read, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Or Property Of The Municipality Or Any Board Thereof Without Authority From The Owner Or Occupant Of Such Property And To Provide For The Removal And Impounding Of Any Vehicle So Parked Or Left At The Expense Of The Owner Thereof";

   and further, that Section 1 of By-Law 5615 be amended to read as follows:

   "Pursuant to the provisions of Section 354(i) paragraph 112, of the Municipal Act, R.S.O. 1970, Chapter 284, the parking or leaving of motor vehicles on private property or on property of the Municipality or any board thereof without the authority of the owner or occupant of such property is hereby prohibited, and any vehicle so parked or left may be removed and impounded at the expense of the owner of the vehicle upon receipt by the Police Department of a written complaint of the occupant or any adult resident of the property";

2. continued

and further, that Section 2 of By-Law 5615 be amended to read as follows:

"2. The owner of a motor vehicle parked in violation of this by-law shall be subject to a penalty of not more than $10.00 for the first offence and not more than $25.00 for each subsequent offence, excluding costs";

and further, that Section 3 of By-Law 5615 be deleted";

and that By-Law 9226 be amended accordingly on Third Reading.

3. That the action of the Committee permitting the bagging of four parking meters in front of the Royal Canadian Legion Branch No. 560, 263 Ontario Street on April 22nd, 1978; and the closure of Barrack Street, between King Street and Wellington Street, from 1:00 p.m. to 2:30 p.m. on April 23rd, 1978, for the purpose of a Legion Service to be held directly in front of the Royal Canadian Legion Branch No. 9, 64 Barrack Street, during the District Convention, be ratified and confirmed.

Respectfully Submitted,

Chairman

REPORT NO. 42

April 13, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the per diem rate for residential care at Rideaucrest Home For The Aged be increased from $18.49 to $19.00 for the year 1978, on the understanding that this rate may be increased to $19.52 later in the year, if necessary.

2. That By-Law No. 8597, 'Property Standards By-Law' be amended as follows:

a) Part III - Residential Standards

3.30 Add the following:

"A single exit is permitted from every dwelling unit where such exit is an exterior door located at or near ground level and access to such exit is not through a garage or through a room not under the immediate control of the occupants of the dwelling unit served."

b) Part IV - Vacant Land and Buildings

4.5 Delete and Replace with the following:

"4.5 No partially or completed vacant building shall remain boarded up for a period longer than 60 days. After said 60 days or an alternate time period set by the Property Standards Officer, the owner or agent or other person responsible shall forthwith make the necessary repairs to make it fit for dwelling, or other authorized uses, in accordance with the City of Kingston Zoning By-Law No. 8499, as amended."

c) Non-Residential Property Standards

5.11 Delete in its entirety.

5.11 (Formerly 5.12)

"The exterior walls and their components including the soffit and facia shall be maintained so as to prevent their deterioration due to weather and insects, and shall be so maintained by the painting, or other preservative, restoring, or repairing of the walls, coping or flashing, by the waterproofing of joints and of the walls themselves"

2. (Cont'd)

5.12 (Formerly 5.13)

"Roofs of buildings shall be maintained in a watertight condition"

5.13 Add as new clause:

"Where eavestroughing, roof guttering, roof drainage system and downpiping is provided it shall be kept in good repair, including being watertight, protected by paint or other preservative and securely fastened to the buidling to prevent accident."

5.18 Amend to read as follows:

"Every floor shall be smooth and level, unless otherwise designed, and maintained so as to be free of cracks, holes and protrusions in concrete floors, also free of all loose, warped, protruding, broken or rotted board that might cause an accident or allow dirt to accumulate. All defective floor boards shall be replaced and where covered with linoleum or some other covering that has become worn or torn so that it retains dirt or might cause an accident, the linoleum or other covering shall be repaired, replaced or removed."

5.20 Amend to read as follows:

"All interior surfaces of public halls, stairs, staff lunchrooms, and toilet areas shall be maintained in a clean, sanitary condition."

5.21 Amend to read as follows:

"The heating system shall be maintained in a safe, good working condition capable of maintaining 70°F (21°C) in all working areas, except in hockey arenas or other similar uses."

5.27 Add as new clause: Lighting

"All industrial establishments shall install and maintain all windows, skylights and lighting fixtures necessary for the safety of all persons in accordance with the Industrial Safety Act, 1971 and Ontario regulation 259/72 as amended."

5.28 Add as new clause: Exits

"All industrial establishments shall install and maintain the necessary exits as required by the Industrial Safety Act, 1971, and Ontario regulation 259/72 as amended."

3. That the request made by the Canadian Ski Patrol System, to hold a tag day on November 18, 1978, be approved.

(Note: The Tag Day By-Law allows for two tag days per month. The Royal Canadian Legion will hold its tag day on November 4, 1978)

Respectfully submitted,

CHAIRMAN

Report No. 43

April 13, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following amendments be made to Schedule "B" of the Agreement between the Corporation of the City of Kingston and 235120 Holdings Ltd., to operate the amusement concession and canteen at Lake Ontario Park -

Food	Existing price	Proposed Price
Coffee	25¢	30¢
Popcorn	24 oz 25¢	30¢
	32 oz 40¢	45¢
Candy floss	30¢	35¢
Milk	9 oz 25¢	30¢
Soft drink		16 oz 45¢

(The 9 oz soft drink has been eliminated in favour of the present 12 oz and the new 16 oz)

Rides and Games		
Swinging Gym	1 coupon for adult	2 coupons for adult
Miniature Golf	60¢	75¢

2. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the use made of Memorial Hall on April 16, 1978 at no charge by the Community Volunteer Bureau for a Volunteer Appreciation Night, be confirmed.

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the Association of Women Electors of Kingston and Area be permitted to use the Loyalist Room on the first Thursday evening of each month during the year 1978, except July, from 7.30 pm to 10 pm to hold meetings, it being understood they will relinquish the use of the room if it is required by the City.

......../2

4. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms, the use made of the Loyalist Room at no charge on April 10, 1978 for a meeting by the Social Planning Council, be confirmeed, and that they be permitted to use the room at no charge once a month from 7.30 pm to 10.30 pm for the remainder of the year 1978 on dates to be arranged, it being understood that they will relinquish the use of the room if it is required by the City.

Respectfully submitted,

Chairman

Report No.44

April 17, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the North End Trunk Relief Sewer constructed by Korsan Contractors Ltd under Contract 77/8W be accepted for future maintenance by the City of Kingston subject to payment of all outstanding accounts and provision of a satisfactory guraranteed maintenance bond commencing March 28, 1978.

2. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Steets - and By-law No.14 - A By-law Relating to Sewers and Drains - the Public Utilities Commission be permitted to bell clamp gasmains on William St from Bagot to Sydenham St and on Rideau St from Charles St to 80 ft north of Cataraqui St without payment of Cut Permit fee on provision of temporary asphalt surface and subsequent maintenance until road reconstruction takes place.

3. That the tender of Donald A. Foley Ltd., in the amount of $595,935.80, for construction of storm sewers, watermains and roads listed in the contract documents, be accepted subject to the approval of the Public Utilities Commission and the Ministry of Transportation and Communications, being the lowest tender received.

4. That the tenders for miscellaneous supplies be awarded inaccordance with the amended Purchasing Agent's Summary of Tender No.78/15.

Respectfully submitted

Chairman

REPORT NO. 45

April 18, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Development Control Committee, the following plans, submitted by MacLachlan Lumber Company (Kingston) Limited, for a commercial building at 1316 Princess Street:

Plan #1 - Elevations - April 5, 1978

Plan #2 - Sections - April 5, 1978

Plan #3 - Site Plan - April 12, 1978

Plan #4 - Retail Level - April 5, 1978

Plan #5 - Lower Level - April 5, 1978

be approved, subject to the owner entering into a Development Control agreement, which shall include the following conditions:

a) that the development be in accordance with the above listed plans;

b) that the development comply with Section 22.3(c) of By-Law No. 8499 respecting provision of a 4½' high masonry screening wall along the side yard, except that alternative methods of screening may be approved by the Development Control Committee, subject to the approval of the Committee of Adjustment;

c) that a 7.05' road widening across the frontage of the applicant's property be deed to the City;

d) that water service and fire protection facilities be to the satisfaction of the Public Utilities Commission and the Fire Chief;

e) that electrical servicing be to the satisfaction of the Public Utilities Commission;

f) that a grading plan be filed and implemented to the satisfaction of the City;

g) that construction of driveway entrances be to City standards, including continuous sidewalks and depressed curb across the entrances;

h) that the design and location of all exterior lighting or new free standing signs be subject City approval with all exterior lighting to be directed away from adjacent residential properties;

i) that all vehicular parking areas and access routes be paved;

j) that interior layouts as shown on Plans #2, #4, and #5 are not subject to the requirements of development control;

k) that a landscaping plan which shall be subject to City approval shall be implemented within one year of the date of issuance of the building permit.

1. (Cont'd)

l) that no building permit be issued until after By-Law No. 9140 is given final approval by the Ontario Municipal Board;

m) the facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.

n) In the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers.

2. WHEREAS at its meeting on March 28th, 1978, Council approved an application for Development Control submitted by McDonald's Restaurants of Canada Limited for a fast food outlet on the east side of Division Street south of Benson Street; and

WHEREAS such approval was subject to the submission of landscaping, exterior lighting and sign plans; and

WHEREAS these plans have been considered by the Development Control Committee;

THEREFORE BE IT RESOLVED that the following plans be approved:

a) Landscaping Plan - Oshawa Garden Service - Scale: 1" = 20' - Dated March 30, 1978

b) Sign Plans - (i) Fascia Letters - Dated April 19, 1978

(ii) 70-5A Directional Sign - Dated April 19, 1978

c) Lighting Plans - Powerlite "Contempra" 8219-400-208 - Single 5' arm on 20' pole

Respectfully submitted,

CHAIRMAN

REPORT NO. 46

April 19, 1978

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the following resolution received from the City of Windsor be not endorsed:

> *"WHEREAS the Department of National Revenue - Taxation Division has announced a plan to decentralize some of its operations to a Sudbury Regional Office; and*
>
> *WHEREAS this scheme will result in the transfer of the assessing and taxroll sections from Windsor to Sudbury - a loss of 40 jobs to Windsor's economy and a serious disruption to the lives of those affected; and*
>
> *WHEREAS the Windsor public will be inconvenienced by this transfer since their tax files will not be held locally; and*
>
> *WHEREAS from Windsor's point of view this is not decentralization of government functions, but centralization of these functions away from the local office; and*
>
> *WHEREAS Windsor recently lost over 40 jobs in our O.H.I.P. office due to a so-called decentralization scheme which was roundly criticized by the people and by the Council of Windsor;*
>
> *THEREFORE BE IT RESOLVED that Windsor City Council strongly object to the loss of Windsor jobs and the reduction of service to the Windsor public inherent in the plans of the Federal government;*
>
> *AND that the Minister of National Revenue be urged to ensure that no jobs or services are lost to the local offices in any scheme designed to decentralize government operations."*

2. That the Council of The Corporation of the City of Kingston approve 'Folklore '78' as a Community Festival to be held June 9th, 10th and 11th, at the following locations within the City of Kingston:

Ukrainian Hall, 472 Bagot Street
Polish National Hall, 65 Russell Street
Calvin Park School, 164 Van Order Drive
L.C.V.I. School, 153 Van Order Drive
St. Thomas Moore School, 234 Norman Rogers Drive
Centennial School, 120 Norman Rogers Drive
Steelworkers Hall, 206 Concession Street
Lions' Club, 475 Princess Street
Oddfellows Hall, 394 Princess Street
Greek Community Hall, 119 Johnson Street
Winston Churchill School, 530 Earl Street
St. Francois d'Assise Hall, 512 Frontenac Street

subject to the approval of the School Boards with regard to the school facilities.

3. That the following persons be appointed to the Downtown Improvement Area Board of Management, for a term ending November 30, 1978:

   Mr. Karl Kramil, Mr. Stan Collins, Mr. Laurence Marans, Ms. Thelma Edge and Mr. Gary Poupore.

4. That the following resolution of the Association of Municipalities of Ontario be endorsed:

   "WHEREAS Bell Canada has filed an application with the C.R.T.C. for increases in rates of tariffs from those granted in June of 1977, ranging from 20% to 30% and, in some instances, even higher increases; and

   WHEREAS the proposed increases are far in excess of the anti-inflation guidelines; and

   WHEREAS the granting of increases in excess of the guidelines not only impacts upon those least able to afford increases to their cost-of-living, but will have serious and negative impact upon the agricultural, industrial and commercial sectors of this province, as well as increasing local government costs which, in turn, will be passed on to the taxpayers;

   THEREFORE, the Association of the Municipalities of Ontario wishes to record its objection to the magnitude of the increase proposed by Bell Canada, and urges the Provincial and Federal Governments to take the strongest action possible in order to insure that any rate increase granted to Bell Canada is justifiable both in terms of the present economic climate and the anti-inflation guidelines."

   (Note: The Board of Directors suggested to the membership, that if they are concerned with the increase proposed by Bell Canada, they endorse the foregoing resolution and send copies to the Prime Minister of Canada; the Premier of Ontario; and other appropriate Ministers of the Governments concerned; the Chairman of the C.R.T.C., and to their M.P.'s and M.P.P.'s.)

5. That the accounts of Brian Arnott Associates, as follows, be approved for payment as a charge to Work in Progress Grand Theatre:

Second instalment of Professional fees for Part I of the Grand Theatre Feasibility Study	$558.33
Third instalment of Professional fees for Part I of the Grand Theatre Feasibility Study	558.33

   (Note: Fees are payable in three equal instalments. Total fee for Part 1 of the Study is $1,675.00)

6. That as requested by the Board of Trustees for the Kingston Community Memorial Centre, in order to provide for repairs to the plumbing for the swimming pool at the Memorial Centre, the following budget transfer be approved:

	Increase	Decrease
KINGSTON COMMUNITY MEMORIAL CENTRE		
Swimming Pool		
Building and Equipment Maintenance and Repairs	$2,400.	-
FINANCE CONTINGENCIES	-	$2,400.

7. That, with respect to the proposed subdivision of Part Lot 5, Concession I, Township of Kingston (North of Norman Rogers Airport), by Dacon Corporation, the Ministry of Housing be notified of the concern of the Council of the City of Kingston relating to the Street Layout of the proposed subdivision, inasmuch as the north/south arterial road is shown crossing airport property, and no agreement has been reached regarding the specific location of the north/south arterial; and further requesting the Ministry of Housing to apply the N.E.F. requirements to whatever construction takes place in that area; and further that the Ministry of Housing be advised that registered airport zoning is presently being enacted to apply height restrictions in the proximity of the airport; and further that the Finance Committee is prepared to meet with the Township of Kingston and the developer to resolve the exact location of the North/South arterial road.

9. That the proposed Capital Budget of the City of Kingston for the years 1978 to 1982 be amended as follows:

GENERAL PROJECTS

Fire Truck

Delete $145,000, add $120,000.

Parks & Recreation

Delete "Elmer Youth Centre", add "Youth Centres Improvements",

and as amended, the Capital Budget of the City of Kingston for the years 1978 to 1982 is hereby approved as follows:

Year	Total Amount
1978	$2,509,169.
1979	3,697,500.
1980	3,672,000.
1981	4,210,000.
1982	4,217,000.

(Note: Copies of Capital Budget distributed previously to all members of Council with the Finance Agenda).

10. That the following budget transfer be approved in order to provide for a grant in the amount of $150. for the Kingston Horticultural Society for payment on May 24, 1978:

	Increase	Decrease
FINANCE & ACCOUNTS		
Grants - Horticultural Society (Account No. 3081-D)	$150.	-
Contingencies	-	$150.

11. That the formation of the "Downtown Core Development Committee" to consist of nine (9) persons as follows, be approved:

2 elected representatives of the City,
2 Members of the Chamber of Commerce,
2 Members of the Downtown Business Association, and
3 persons from the public at large,

and that the persons that are to be appointed by Council upon recommendation of the Finance Committee, be requested to meet to draft Terms of Reference for the Committee and that the said Terms of Reference be reported back to Council for approval.

12. That, as recommended by the Mayor's Waterfront Committee, the Ministry of State for Urban Affairs be requested to convene a three level meeting - City, Provincial and Federal - to come to a common understanding of the intricacies of waterfront ownership and leasing in the City of Kingston. For example, there are areas in the downtown and the Sydenham Ward waterfront where studies have shown that the ownership is unclear, although public. If quit claims are requested in the future, as they have been in the past, the City should know its position with respect to these. Similarly, the City's positions concerning street end ownership and leasing rights should be clarified.

13. That, as Ald. G. Allmark has notified, because of a conflict in meeting dates, he is unable to attend the meetings of the Chamber of Commerce, his resignation as a member of the Board of Directors of the Chamber of Commerce be accepted.

14. That, as recommended by the Kingston Public Library Board, the following accounts be paid:

1)	Certificate No. 15 - M. Sullivan & Son Ltd.	$ 39,322.43
2)	Certificate No. 16 - M. Sullivan & Son Ltd.	$336,888.78
3)	Certificate No. 2 - Simpsons Contract Div.	55,478.79
4)	Invoice No. 35 - Lily Inglis & Wilfred Sorensen	1,288.82
5)	Invoice No. 36 - Lily Inglis & Wilfred Sorensen	5,842.64
6)	Invoice No. 37 - Lily Inglis & Wilfred Sorensen	2,022.39

15. That The Corporation of the City of Kingston record that it has no objection to one Buffalo Air Craft from Canadian Forces Base, Trenton, making a Fly-Past in front of Macdonald Park in the City of Kingston at Noon, May 21st, 1978, in connection with the convention of the Royal Canadian Air Force Association being held that day in Kingston.

16. That, as recommended by the Kingston Public Library Board, Change Order No. 28, being a CREDIT of $1,657.03, for sundry minor changes and deletion of a number of items be approved.

(Note: Copy of Change Order No. 18 has been distributed to all members of Council.)

17. That the City of Kingston supports the application for a hearing date to be set by the Ontario Municipal Board of The Campeau Corporation on the question as to whether a major shopping centre might not be justified on the site near the intersection of the MacDonald-Cartier Freeway and Division Street and on the question of adverse effects on the downtown core of the City, as specified in Order-in-Council, O.C. 3228/77, dated the 16th day of November, A.D. 1977, on the understanding that:

    1) There is no commitment by the City of Kingston, at this time, to support or oppose The Campeau Corporation's application;

    2) An independent market analysis of and impact study on the Kingston Central Business District is to be conducted by the City of Kingston; and

    3) The City of Kingston will review the report of the independent study prior to the hearing before the Ontario Municipal Board in order to be able to determine its position.

18. That conditional acceptance be given to the proposal made by Bob Martin Construction Limited for development at Bath Road and Queen Mary Road subject to review after August 31st, 1978, as follows:

    "Tendered Price:

    1) $3,000. per unit.
    2) 160 Units @ $3,000 = $480,000.
    3) 167 Units @ $3,000 = $501,000.

    The design of the building is such that either number of units could be accommodated or a lesser number of units.

    Condition:

    1) That Central Mortgage and Housing provide (A.R.P.) funding assistance. (Tender call proposal unit size criteria and unit value criteria are part and parcel of C.M.H.C. (A.R.P.) funding criteria).

    Mortgage Funds:

    The mortgage funds are available through Montreal Trust.

18. (Cont'd)

Insurance:

1) Contractor's General Liability with State Farm Insurance (already received).

2) Fire Insurance - to be obtained at appropriate time.

Commencement:

Construction of the project shall commence within ninety days (90 days) of the City obtaining Ontario Municipal Board approval of the zoning.

Proposed Apartment Buildings:

(1) The building a six storey "V" shaped low-rise structure.

- a) Two elevators
- b) One and Two bedroom units
- c) Brick and Aluminium exterior
- d) A tot lot area will be provided
- e) Party Room facilities
- f) Inside apartment storage.

(2) The Site Layout:

- a) Apartment parking area buffers apartment building from proposed commercial area (south of proposed site).

- b) Fire access is provided all around the building.

- c) The unique "V" extended shape minimizes lot area coverage and provides a view of the Little Cataraqui Creek.

Municipal Incentive Grant Program

The Housing Units would qualify under the Municipal Incentive Grant Program.

Servicing

Bob Martin Construction would be responsible for all servicing costs, including all costs for the extension of Queen Mary Road pavement from 180 feet north of the Bath Road."

19. WHEREAS in September, 1976, Planning Board received the report titled "The Central Business District: Kingston's Neglected Core" which, among other matters, revealed the presence of a number of disadvantages which inhibit the central area from achieving its desired potential as "the dynamic core of the region",

WHEREAS this study urges the City to participate in the Government of Ontario's "Downtown Revitalization Program" in order to overcome some of the disadvantages facing the C.B.D.; and

WHEREAS it is essential that any substantial program to encourage central area improvements be preceded by a comprehensive evaluation of the present and future role of the C.B.D.'s commercial component within the context of the larger Kingston trade area, including its strengths, weaknesses and opportunities for improvement; and

WHEREAS this evaluation should be based upon detailed research into the current status of the Central Business District and also include a consideration of commercial space needs within the Kingston area; and

19. (Cont'd)

WHEREAS the City is, at this time, also faced with the renewed application to the Ontario Municipal Board for approval of a second major regional shopping centre at the north-east corner of Division Street and the Macdonald-Cartier Freeway; and

WHEREAS in order to evaluate the City's position with respect to this application, it is desirable that an independent analysis of the effect of such a centre be undertaken by a competent economist; and

WHEREAS this analysis could be appropriately incorporated into a larger study of the C.B.D.; and

WHEREAS there is a provision in the City's budget to do this research:

THEREFORE BE IT RESOLVED that, as recommended by the Planning Board, Prof. R. Chapman, Assistant Professor of the School of Business at Queen's University, be engaged at an estimated cost of $17,762. to complete this study on the following terms, said study to commence on May 1st and to be completed by August 15th, 1978:

"Generally:

A study to determine the opportunities available to the commercial component of the Central Business District.

Specifically:

1) To provide information on the current status of the Central Business District's commercial component including, among other things, the following:

   (a) A detailed inventory of existing commercial facilities (space, function, etc.) within the Kingston area.

   (b) Information on current expenditure patterns and preferences (through an area-wide consumer survey).

   (c) Current sales and operating information.

2) Projection and Evaluation:

   (a) A consideration of the future space needs (retail/service, commercial, office, etc.) within the Kingston area and its various commercial components, with particular emphasis on the opportunities available to the Central Business District in light of these needs.

   (b) An estimation of the effect on the C.B.D. of the development of a major regional shopping centre at Highway 401 and Division Street (the Campeau proposal) and by the Cadillac/Fairview shopping centre.

   (c) A general evaluation of the present and future role of the C.B.D.'s commercial component within the context of the larger Kingston trade area, including its strengths, weaknesses and opportunities for improvement."

19. (Cont'd)

and further:

That in the event student project employees can be hired directly by the City of Kingston under the auspices of the Experience '78 Summer Employment Program sponsored by the Province of Ontario, the total cost of the proposed project to the City of Kingston would be reduced to $14,709.

and further:

That Prof. R. Chapman be requested to discuss with the representatives of Larry Smith and Associates Limited, Consultants for Campeau Corporation and the City of Kingston staff as to whether or not there is any area of the study that is compatible and can be done jointly. The result of the discussion to be reported to the Finance Committee.

20. That, subject to the approval of the Kingston Public Library Board, Progress Payment No. 2, in the amount of $10,842.33 to Simpsons Contract Division, for carpeting for the Kingston Public Library, be approved for payment, being final payment for this work and includes final holdback on amount of $7,141.53.

April 21, 1978

21. That the tender of Collins Chevrolet Oldsmobile Cadillac Limited, for the supply of 6 new police cars, utilizing unleaded gasoline, in the net amount of $25,923.50 (T.I.P.), as detailed as Group "A" vehicles, items 1 and 2, on Summary of Tender No. 78-12, together with trade-in of 6 police cars be accepted, being the lowest tender received:

3- 1978 Nova 350 (unmarked), and
3- 1978 Nova 250 (marked)

- and -

That the City Treasurer be authorized to pay for the vehicles upon receipt of notice of satisfactory delivery by the Chief of Police.

(Note: Copy of Summary of Tender No. 78-12 has, previously been distributed to all members of Council.)

April 19, 1978.

22. That an informal meeting of the members of Council be held on Tuesday, April 25, 1978, at 7:30 p.m. to view new conceptual plans for "Marina City".

Respectfully submitted

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws No. 1 & 2 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Law No. 2 its Third Reading.

(C) That By-Laws Nos. 2 to 16 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law", (Revision of Certain Standards).

(FIRST & SECOND READING) (PROPOSED NO. 9242)
Clause 2, Report No. 42, 1978

(2) A By-Law to Confirm the Proceedings of Council at Its Meeting held April 24, 1978.

(THREE READINGS) (PROPOSED NO. 9243)
City Council Meeting No. 12

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 1, 3, 4, 5, 10, 16 and 20, Report No. 36)

(THIRD READING) (PROPOSED NO. 9223)
Clauses 1, 3, 4, 5, 10, 16 and 20, Report No. 36, 1978

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 2, 10, and 17, Report No. 36)

(THIRD READING) (PROPOSED NO. 9224)
Clauses 2, 10, and 17, Report No. 36, 1978

(5) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Revise Section 2 and Schedule "A").

(THIRD READING) (PROPOSED NO. 9225)
Clauses 11 and 15, Report No. 36, 1978
and Clause 1, Report No. 41, 1978

(6) A By-Law to Amend By-Law No. 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority from the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" (Revise Title and Include Property of the Municipality or Boards Thereof)

(THIRD READING) (PROPOSED NO. 9226)
Clause 21, Report No. 36, 1978
and Clause 2, Report No. 41, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Designate the Rochleau House, St. Andrew's Presbyterian Church and 9 Kennedy Street to be of Historic or Architectural Value or Interest

(THIRD READING) (PROPOSED NO. 9227)
Clause 9, Report No. 42, 1975
Clauses 5 & 6, Report No. 7, 1978

(8) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 95 - 1978 Review)

(THIRD READING) (PROPOSED NO. 9228)
Clause 3, Report No. 37, 1978

(9) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (General Revisions)

(THIRD READING) (PROPOSED NO. 9229)
Clause 4, Report No. 37, 1978

(10) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.3 Acre Parcel of Land Located at the Northeast Corner of Bagot and Cataraqui Streets from Zone D Commercial and Light Industrial of By-Law No. 3077 to A.139 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9230)
Clause 6, Report No. 37, 1978

(11) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.6 Acre Parcel of Land Located Between Patrick and Depot Streets North of Railway Street from Zone I Exclusive Light and Heavy Industrial of Zoning By-Law No. 3077 to M7 Industrial)

(THIRD READING) (PROPOSED NO. 9231)
Clause 8, Report No. 37, 1978

(12) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of Little Cataraqui River from Zone C Residential of Zoning By-Law No. 541 to B1.109 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9232)
Clause 10, Report No. 37, 1978

(13) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Lands Located on Either Side of Bagot Street Between John Street and Charles Street and on Both Sides of Montreal Street Between Charles and Markland Streets from Zone D (Commercial and Light Industrial) of Zoning By-Law No. 3077 to C1.140 Commercial, A Residential, A.141 Residential, A.142 Residential, A.143 Residential, A.144 Residential, A.145 Residential, A.146 Residential and A.147 Residential)

(THIRD READING) (PROPOSED NO. 9233)
Clause 12, Report No. 37, 1978

BY-LAWS (Cont'd)

(14) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston" (Rezone 0.2 Acre Parcel of Land Located on the West Side of Bagot Street Between Bay and Ordnance Streets From Zone D Commercial and Light Industrial of Zoning By-Law No. 3077 to A.149 Residential)

(THIRD READING) (PROPOSED NO. 9234)
Clause 14, Report No. 37, 1978

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.6 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street, From Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.153 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9235)
Clause 16, Report No. 37, 1978

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.35 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street from Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.154 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9236)
Clause 18, Report No. 37, 1978

MOTIONS

MAY - 1973

INFORMAL MEETING OF CITY COUNCIL

Local Govt.

There will be an informal meeting of City Council on Tuesday, April 25th, at 7:30 p.m., in the Council Chamber, City Hall.

The purpose of this meeting is to receive the preliminary concept plans for the Waterfront Development - Rollins Construction Company - Marina City.

MAY 12 1978
Local Govt.

CITY COUNCIL MEETING NO. 12

The Regular Meeting of City Council was held in the Council Chamber, City Hall, on Monday, April 24, 1978, at 8:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen (arrived at 8:43 p.m.), Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb. (15)

TABLING OF DOCUMENTS

1. Copy of Audited Financial Statements for the year ending 1977, for the Public Utilities Commission of the City of Kingston, received from the P.U.C.

MINUTES

Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That the Minutes of City Council Meetings Nos. 9, 10 and 11, held April 3 and 10, 1978, respectively, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 294 to 302.

Filed

(256) From the Ministry of Treasury, Economics and Intergovernmental Affairs, acknowledging receipt of Council's recommendations with regard to Bill No. 119, "An Act to Provide for the Licensing of Businesses by Municipalities". (R.23(3)78).

(257) From Thorne, Riddell & Co., Chartered Accountants, a publication entitled *"Focus... On the Federal Budget"*, dated April 10, 1978.

(258) From the Ministry of the Solicitor General, Division of Public Safety, their publication *Fire Marshals Quarterly News*, for the Third Quarter of 1977.

(259) From the Principal and Vice-Chancellor of Queen's University, acknowledging, with thanks, Council's decision of April 3, 1978, approving a grant of $30,000 for the year 1978 in support of their Queen's Quest campaign.

Which Had Been Referred to the Finance and Accounts Committee and the Kingston Intercity Exchange Committee

(260) From Mrs. S. Holy, 120 Herchmer Crescent, expressing her concern at the way in which a recent cultural exchange event with the Province of Quebec was handled by the City of Kingston and the Kingston Minor Hockey Association.
(Note: Copy of letter has been distributed to all members of Council.)

COMMUNICATIONS (Cont'd)

Referred to the Finance & Accounts Committee and the Parks and Recreation Committee

(261) From the Corporation of the Town of Goderich, requesting endorsation of their following resolution:

> *"THAT WHEREAS the Town of Goderich recognizes that the Municipal Grant Reform Committee's recommendations include the elimination of a number of direct and conditional grants, among them those under the Parks Assistance Act;*
>
> *WHEREAS it might be advisable to incorporate a number of conditional grants into a revamped system of unconditional grants, the Corporation of the Town of Goderich takes the stand that the Parks Assistance Act should not be one of these eliminated since the Town of Goderich is of the opinion that the proposed discontinuation of grants under The Parks Assistance Act would discourage many municipalities from acquiring, preserving and developing public open space. Such an act would be particularly detrimental to smaller municipalities.*
>
> *NOW THEREFORE let it be resolved that the Provincial Government give consideration to the above concern."*

Which Had Been Referred to the Finance and Accounts Committee

(262) From Mrs. Irene Mooney with regard to the recent increases in O.H.I.P. premiums. She notes that while the increase applies to the entire population, most of the work force's premiums are paid out of the public purse by their employer, the net result being that the rest of the population pays its own increases as well as those of the public employee.

Which Had Been Referred to the Community Services Committee

(263) From the Energy Conservation Centre, a letter of introduction stating that they are located at 286 Montreal Street, Kingston, and giving details of their background and purpose. They ask that the week of May 1st to May 8th be officially declared Energy Conservation Week in Kingston.

Referred to the Finance and Accounts Committee

(264) From the Liquor Licence Board of Ontario, Notice of application for a liquor licence by Kingston Tennis World, located at Norman Rogers Airport.

(265) From the Liquor Licence Board of Ontario, Notice of application for a liquor licence by Howard Johnson's Confederation Place Hotel, located at 237 Ontario Street.

Which Had Been Referred to the Finance & Accounts Committee and the City of Kingston Planning Board

(266) From Kingston District Chamber of Commerce notifying that the Board of Directors passed the following resolution:

> *"That the Chamber of Commerce write to Mayor Ken Keyes supporting the concept of establishing a Core Development Committee."*

and that they look forward to early approval and set up of this committee.

COMMUNICATIONS (Cont'd)

Referred to the Committee of Adjustment and the Finance & Accounts Committee

(267) Copy of appeal to the Ontario Municipal Board of the Board's decision in the matter of the appeal by John B. Sampson from the conditions imposed in a decision of the Committee of Adjustment of the City of Kingston requiring that an 86 foot wide access road to a depth of 225 ft., along the south boundry of the land to be conveyed be deeded to the City. (Holdcroft Quarry).

Referred to the City of Kingston Planning Board

(268) Letter from Earl and Joyce Sears, owners and occupants of the single-family residential property at No. 902 Portsmouth Avenue, stating that they strongly oppose commercial development on the property to the south of theirs, which can occur under By-Law No. 8499.
(Copies have been distributed to members of Council)

(269) Applications for Zone Change and Official Plan Amendment for Lot 255 and Part Lots 251, 252, and 253, Plan 137, City of Kingston, located at 213 Concession Street, owned by Vanzuylen's Alignment Service Limited and presently classified as non-conforming commercial in a residential area. The applicant wishes to expand and alter an existing legal non-conforming use and requests that the land be zoned commercial.

Filed

(270) Letter from Mrs. James B. Garvin, expressing her appreciation, on behalf of her family, for Council's motion of sympathy passed on March 28, 1978.

(271) Statement of Revenue and Expenditures for the month of February, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of February 1978	1977 to date
Operating Deficit:	$ 645,840.	$ 68,465.	$ 30,106.	$ 67,805.
Debentures:	27,690	4,615	2,308	6,033
Total Deficit:	$ 673,530.	$ 73,080.	$ 32,414.	$ 73,838.

(272) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the Township of Otonabee's resolution with regard to increasing costs of heating fuels. (R.33(8) 1978).

(273) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the City of Waterloo's resolution with respect to smoking. (R.31(2)1978).

(274) From the Ministry of Treasury, Economics and Intergovernmental Affairs, their publication *BACKGROUND* Nos. 78/11 and 78/12.
(Copies have been distributed to all members of Council)

COMMUNICATIONS (Cont'd)

Filed

(275) Copy of the eighty-fifth Annual Report of the Children's Aid Society for the year 1977.

(276) From the Kingston Symphony Association expressing their appreciation for the $7,500 grant for 1978 from the City of Kingston.

(277) Copy of "Statement on Complementary Action, Coicident with The Federal Budget", and "Final 1977-78, Ontario Finances (Unaudited)", from the Honourable W. Darcy McKeough, Treasurer of Ontario.

Which Had Been Referred to the Parks & Recreation Committee and the City of Kingston Planning Board

(278) From The Corporation of the Township of Goulbourn, informing of a workshop being planned by the Ottawa Valley Recreation Director's Association, to be held on Friday April 28 and Saturday April 29 at the Glen House Motel, on Highway #2, east of Gananoque, concerning "Subdivision Development Agreements".

Referred to the Finance & Accounts Committee and the City of Kingston Planning Board

(279) Letter from Beverley Burlock offering her continued support to the City to make the best possible use of the Beaufort land on Bath Road along the Little Cataraqui Creek.

Referred to the City of Kingston Planning Board

(280) From the Kingston, Frontenac and Lennox and Addington Health Unit with respect to the Davis Tannery Site Redevelopment Proposal. Dr. Vera Soudek, Medical Officer of Health, does not recommend redevelopment of the Davis Tannery site into a residential area, as the site and the adjacent waterbed are contaminated with known toxic pollutants and other potentially toxic materials.

(281) From Ms. Beverley Burlock, 31 Grosvenor Court, with respect to proposals of a road being constructed through from Bath Road to Princess Street as an extension of Queen Mary Road, and requesting that Council continue to bear in mind the objections to such a road.

(282) From the Ontario Ministry of Housing, acknowledging receipt of copy of the recently adopted City of Kingston Housing Policy Statement (R.20 (1) 78); enclosing a cheque for $3,750, representing the balance of Municipal Housing Statement grant towards cost of Consultant's report; and notifying that the statement is being reviewed by Ministry staff and comments will be sent to the City as soon as possible.

Referred to the Community Services Committee

(283) From the County of Lambton, requesting endorsation of their following resolution:

> *"WHEREAS the existing legislation authorizing forty-five dollars comfort allowance to Residents in Homes for the Aged and Chairtable Institutions appears to provide sufficient monthly spending monies for the said Residents. Indeed in many cases when the Residents*

COMMUNICATIONS (Cont'd)

Referred to the Community Services Committee (Cont'd)

(283) (Cont'd)

receiving the said allowance are confined to bed care, wheel chairs, or in the special care sections of the said Homes, they are unable to spend the said allowance, the comfort monies are thus accumulating in comfort accounts and as interest is being apportioned, these accounts are escalating and in many cases the families of Residents are abusing or attempting to abuse the proper usage of these funds.

AND WHEREAS Residents residing in the said Homes who qualify for Extended Care are being substantially subsidized in Homes where the daily rate exceeds $23.00 per day. And those Residents on Residential Care who are part pay, are also substantially subsidized. The said subsidy being provided by the tax payer in the case of Municipal Homes, and in the case of the Charitable Institution, by the phylanthropic dollar, and all of these said dollars are becoming harder and harder to obtain, due to inflationary trends.

AND WHEREAS existing legislation and policy states that the Ontario Property Tax Rebate to Senior Citizens, who reside in Homes for the Aged or Charitable Institutions, must be credited to the individuals comfort account or given directly to the Resident conerned.

AND WHEREAS in many cases the said Property Tax Rebate ends up in the hands of the Residents families or relatives, especially in cases where the Resident involved has some difficulty in rationalizing and sometimes, reacts under pressure from families and friends.

AND WHEREAS Property Tax Rebates to the elderly are in themselves designed to alleviate some of the municipal tax burden for some of the services not used by the elderly who reside in their own or rented accommodation.

AND WHEREAS those elderly citizens who are admitted to Charitable or Municipal Homes are by their admittance relieved of Municipal taxation.

THEREFORE BE IT RESOLVED that existing legislation or policy be amended, to provide that Property Tax Rebates may be used for arrears of maintenance or that they may be used in a manner that will reduce the the ever increasing amounts of subsidy required for the individual Residents care."

(284) From The Corporation of the City of Woodstock, requesting endorsation of their following resolution:

"WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time;

AND WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;

THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40. per day after a period of seven days."

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the Housing Sub-Committee

(285) From the Central Mortgage and Housing Corporation, copy of publication entitled "Canadian Housing Statistics - 1977".

Filed

(286) From the Ministry of Natural Resources, a publication entitled "Coping With the Great Lakes", A Canada-Ontario Programme.

(287) From the Ontario Good Roads Association, their publication entitled "Road Runner", No. 20, dated April, 1978.

Referred to the Parks & Recreation Committee

(288) From the Ministry of Agriculture and Food, enclosing copy of The Topsoil Preservation Act, 1977.

Referred to the Public Works Committee

(289) From S.P.A.R. Systems enclosing a publication entitled "Recoup", Canada's Secondary Materials Market.

Referred to the Finance and Accounts Committee

(290) From the Liquor Licence Board of Ontario, indicating that formal application may be made by the Island Queen IV for a liquor licence.

Filed

(291) From the National Youth Orchestra Association of Canada, expressing their thanks for the City's grant of $750 for the year 1978.

(292) From the Frontenac County Board of Education, copy of the Director's Annual Report for 1976-77.

(293) From the Ministry of Community and Social Services, acknowledging receipt of Council's endorsation of the City of Woodstock's resolution with regard to a nominal fee for OHIP services. (R.39(1)78).

(294) Minutes of the Executive of The Cataraqui Region Conservation Authority dated April 12, 1978.

(295) Minutes of the Kingston Suburban Road Commission Meetings, held on March 17th and April 20th, 1978, together with a copy of the 1978 Programme.

(296) From the Ministry of the Solicitor General, expressing their gratitude to the City of Kingston and especially to Fire Chief Cowdy and his staff for the kind hospitality shown to them in presenting the Regional Fire Fighter Training Fire Prevention Course which began in January and was completed on April 17th, 1978.

(297) From the Ministry of Community and Social Services acknowledging Council's endorsation of a resolution with regard to the licensing of vehicles entering the province from other locations. (R.36(7)78).

COMMUNICATIONS (Cont'd)

Referred to the Community Services Committee

(298) From the County of Frontenac, Court House, Kingston, confirming that the total number of members of the Frontenac County Board of Education is 18. This figure represents 15 Public School members and 3 Separate School members for the whole school division.

(299) From the Electrical Contractors Association enclosing a list of members working in the area.

At a general meeting held on April 6th, the members passed a resolution requesting that the City be asked to amend its By-Laws covering the Licensing of Electrical Contractors and Master Electricians working in the City of Kingston. A summary of recommendations is attached to the letter. They also note that representatives of the Association would be willing to appear before any official or Committee of the Corporation to explain reasons for this request and answer any questions.

(300) From the Office of the Clerk-Treasurer, Lindsay, Ontario, with respect to a resolution passed by the Regional Municipality of Hamilton-Wentworth concerning beverage containers.

The Town of Lindsay have passed the following resolution opposing Hamilton-Wentworth's resolution and ask that the City of Kingston give this matter further consideration:

> *"WHEREAS it is in the broader interest of Canadians to create a cleaner environment, and to preserve our valuable and limited natural resources,*
>
> *AND WHEREAS many municipalities across the Province of Ontario are experiencing difficulties with the problems of waste disposal,*
>
> *AND WHEREAS it is our desire to minimize these problems pertaining to waste disposal,*
>
> *NOW THEREFORE BE IT RESOLVED:*
>
> *1) that we oppose the resolution concerning this matter from the Regional Municipality of Hamilton-Wentworth,*
>
> *2) that we request the Province of Ontario to reconsider its recent decision not to ban non-returnable beverage containers."*

(301) From the Borough of North York requesting that Council endorse their following resolution:

> *"WHEREAS the Fire Chiefs in Ontario have stated that they would like to see smoke detectors installed in every home; and*
>
> *WHEREAS it has been proven that smoke detectors are life saving items that every homeowner or tenant should install; and*
>
> *WHEREAS it is in the interest of all levels of Government that smoke detectors be purchased at as low a cost as possible;*
>
> *THEREFORE BE IT RESOLVED that the Federal and Provincial Governments be requested to exempt the purchase of such detection units from the respective 12% and 7% sales tax provisions levied by such Governments.*

COMMUNICATIONS (Cont'd)

Referred to the Community Services Committee (Cont'd)

(300) (Cont'd)

AND BE FURTHER RESOLVED THAT insurance companies be requested to allow a reduction of 5% in fire insurance premiums for units where such detection units have been installed."

Referred to the Finance and Accounts Committee

(301A) From the Liquor Licence Board of Ontario notifying that a formal application for a Liquor Licence for the Sunflower Natural Foods Restaurant, 20 Montreal Street, may be made.

(302) From the Sydenham Ward Tenant and Ratepayers Association expressing their appreciation for the public meeting which was held on the Marina City - Waterfront Development - Rollins Construction proposal. They felt that the meeting was well attended, very orderly and well prepared and meaningful public input was made available. They ask that there be public access to the new proposals be provided at least a week prior to calling the next public meeting.

PETITIONS

REPORTS

Ald. Tarnowecky presented Report No. 41 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 41 of the Transportation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 41

To The Mayor and Aldermen April 12th, 1978

The Transportation Committee reports and recommends as follows:

1. That Clause 11, Report No. 36 be revised to read as follows:

"That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that Section 2 be amended to read as follows:

'Delete the word 'attendant' and substitute therefor the word 'City'; and add the words 'at the owner's expense' to the last sentence, so that Section 2 shall read, "The maximum time for a vehicle to be parked on any City operated parking lot will be 24 hours. Any vehicle parked for more than 24 hours in respect of which prepayment of the proper rates as herein provided has not been made, may be towed from the lot at the owner's expense";'"

and that By-Law 9225 be amended accordingly on Third Reading.

(See By-Law 5: No. 9225) *CARRIED*

2. That Clause 21, Report No. 36 be revised to read as follows:

"That a by-law be presented to Council to amend By-Law 5615, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Without Authority Of The Owner Or Occupant Of Such Property And To Provide For The Removal And Impounding Of Any Vehicle So Parked Or Left At The Expense Of The Owner Thereof" to provide that this by-law now read, "A By-Law To Prohibit The Parking Or Leaving Of Motor Vehicles On Private Property Or Property Of The Municipality Or Any Board Thereof Without Authority From The Owner Or Occupant Of Such Property And To Provide For The Removal And Impounding Of Any Vehicle So Parked Or Left At The Expense Of The Owner Thereof";

and further, that Section 1 of By-Law 5615 be amended to read as follows:

REPORTS (Cont'd)

Report No. 41 - Transportation Committee (Cont'd)

2. (Cont'd)

> *"Pursuant to the provisions of Section 354(i) paragraph 112, of the Municipal Act, R.S.O. 1970, Chapter 284, the parking or leaving of motor vehicles on private property or on property of the Municipality or any board thereof without the authority of the owner or occupant of such property is hereby prohibited, and any vehicle so parked or left may be removed and impounded at the expense of the owner of the vehicle upon receipt by the Police Department of a written complaint of the occupant or any adult resident of the property";*
>
> *and further, that Section 2 of By-Law 5615 be amended to read as follows:*
>
> *"2. The owner of a motor vehicle parked in violation of this by-law shall be subject to a penalty of not more than $10.00 for the first offence and not more than $25.00 for each subsequent offence, excluding costs";*
>
> *and further, that Section 3 of By-Law 5615 be deleted";*

and that By-Law 9226 be amended accordingly on Third Reading.

(See By-Law 6: No. 9226)

REFERRED BACK TO TRANSPORTATION COMMITTEE
(See following motions of amendment and Referral)

Moved by Ald. Breen,
Seconded by Ald. Hawkins,

That Clause 2, Report No. 41, be amended by adding to the revised wording of "Section 1 of By-Law 5615", after the words "written complaint of the", the word "owner".

REFERRED TO THE TRANSPORTATION COMMITTEE
(See following motion of referral)

Moved by Ald. Clements,
Seconded by Ald. French,

That the motion of Ald. Breen and Ald. Hawkins and Clause 2, Report No. 41, be referred to the Transportation Committee.

CARRIED

REPORTS (Cont'd)

Report No. 41 - Transportation Committee (Cont'd)

3. That the action of the Committee permitting the bagging of four parking meters in front of the Royal Canadian Legion Branch No. 560, 263 Ontario Street on April 22nd, 1978; and the closure of Barrack Street, between King Street and Wellington Street, from 1:00 p.m. to 2:30 p.m. on April 23rd, 1978, for the purpose of a Legion Service to be held directly in front of the Royal Canadian Legion Branch No. 9, 64 Barrack Street, during the District Convention, be ratified and confirmed.

CARRIED

Respectfully Submitted,

(Signed) Y. Tarnowecky (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

Ald. Matthews presented Report No. 42 of the Community Services Committee as follows.

Council consented to the amendment of Clause 2 by deleting from subsection C the entire paragraph 5.20.

Moved by Ald. Matthews,
Seconded by Ald. Clements,

That Report No. 42 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 42

April 13, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the per diem rate for residential care at Rideaucrest Home For The Aged be increased from $18.49 to $19.00 for the year 1978, on the understanding that this rate may be increased to $19.52 later in the year, if necessary.

CARRIED

REPORTS (Cont'd)

Report No. 42 - Community Services (Cont'd)

2. That By-Law No. 8597, 'Property Standards By-Law' be amended as follows:

a) Part III - Residential Standards

3.30 Add the following:

"A single exit is permitted from every dwelling unit where such exit is an exterior door located at or near ground level and access to such exit is not through a garage or through a room not under the immediate control of the occupants of the dwelling unit served."

b) Part IV - Vacant Land and Buildings

4.5 Delete and Replace with the following:

"4.5 No partially or completed vacant building shall remain boarded up for a period longer than 60 days. After said 60 days or an alternate time period set by the Property Standards Officer, the owner or agent or other person responsible shall forthwith make the necessary repairs to make it fit for dwelling, or other authorized uses, in accordance with the City of Kingston Zoning By-Law No. 8499, as amended."

c) Non-Residential Property Standards

5.11 Delete in its entirety.

5.11 (Formerly 5.12)

"The exterior walls and their components including the soffit and facia shall be maintained so as to prevent their deterioration due to weather and insects, and shall be so maintained by the painting, or other preservative, restoring, or repairing of the walls, coping or flashing, by the waterproofing of joints and of the walls themselves"

5.12 (Formerly 5.13)

"Roofs of buildings shall be maintained in a watertight condition"

5.13 Add as new clause:

"Where eavestroughing, roof guttering, roof drainage system and downpiping is provided it shall be kept in good repair, including being watertight, protected by paint or other preservative and securely fastened to the buidling to prevent accident."

REPORTS (Cont'd)

Report No. 42 - Community Services (Cont'd)

5.18 Amend to read as follows:

"Every floor shall be smooth and level, unless otherwise designed, and maintained so as to be free of cracks, holes and protrusions in concrete floors, also free of all loose, warped, protruding, broken or rotted board that might cause an accident or allow dirt to accumulate. All defective floor boards shall be replaced and where covered with linoleum or some other covering that has become worn or torn so that it retains dirt or might cause an accident, the linoleum or other covering shall be repaired, replaced or removed."

5.20 Amend to read as follows:

"All interior surfaces of public halls, stairs, staff lunchrooms, and toilet areas shall be maintained in a clean, sanitary condition."

DELETED

5.21 Amend to read as follows:

"The heating system shall be maintained in a safe, good working condition capable of maintaining 70°F (21°C) in all working areas, except in hockey arenas or other similar uses."

5.27 Add as new clause: Lighting

"All industrial establishments shall install and maintain all windows, skylights and lighting fixtures necessary for the safety of all persons in accordance with the Industrial Safety Act, 1971 and Ontario regulation 259/72 as amended."

5.28 Add as new clause: Exits

"All industrial establishments shall install and maintain the necessary exits as required by the Industrial Safety Act, 1971, and Ontario regulation 259/72 as amended."

(See By-Law 1: No. 9242) *CARRIED, AS AMENDED*

3. That the request made by the Canadian Ski Patrol System, to hold a tag day on November 18, 1978, be approved.

(Note: The Tag Day By-Law allows for two tag days per month. The Royal Canadian Legion will hold its tag day on November 4, 1978)

CARRIED

Respectfully Submitted,

(Signed) K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

REPORTS (Cont'd)

Ald. Gorham presented Report No. 43 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 43 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 43

April 13, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following amendments be made to Schedule "B" of the Agreement between the Corporation of the City of Kingston and 235120 Holdings Ltd., to operate the amusement concession and canteen at Lake Ontario Park -

Food	Existing price	Proposed Price
Coffee	25¢	30¢
Popcorn	24 oz 25¢	30¢
	32 oz 40¢	45¢
Candy floss	30¢	35¢
Milk	9 oz 25¢	30¢
Soft drink		16 oz 45¢

(The 9 oz soft drink has been eliminated in favour of the present 12 oz and the new 16 oz)

Rides and Games		
Swinging Gym	1 coupon for adult	2 coupons for adult
Miniature Golf	60¢	75¢

CARRIED

2. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the use made of Memorial Hall on April 16, 1978 at no charge by the Community Volunteer Bureau for a Volunteer Appreciation Night, be confirmed.

CARRIED

REPORTS (Cont'd)

Report No. 43 - Parks & Recreation (Cont'd)

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the Association of Women Electors of Kingston and Area be permitted to use the Loyalist Room on the first Thursday evening of each month during the year 1978, except July, from 7.30 pm to 10 pm to hold meetings, it being understood they will relinquish the use of the room if it is required by the City.

CARRIED

4. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms, the use made of the Loyalist Room at no charge on April 10, 1978 for a meeting by the Social Planning Council, be confirmeed, and that they be permitted to use the room at no charge once a month from 7.30 pm to 10.30 pm for the remainder of the year 1978 on dates to be arranged, it being understood that they will relinquish the use of the room if it is required by the City.

CARRIED

Respectfully submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Breen presented Report No. 44 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 44 of the Public Works Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No.44

April 17, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the North End Trunk Relief Sewer constructed by Korsan Contractors Ltd under Contract 77/8W be accepted for future maintenance by the City of Kingston subject to payment of all outstanding accounts and provision of a satisfactory gururanteed maintenance bond commencing March 28, 1978.

CARRIED

2. That notwithstanding the provisions of By-law No. 10 - A By-law Respecting Steets - and By-law No.14 - A By-law Relating to Sewers and Drains - the Public Utilities Commission be permitted to bell clamp gasmains on William St from Bagot to Sydenham St and on Rideau St from Charles St to 80 ft north of Cataraqui St without payment of Cut Permit fee on provision of temporary asphalt surface and subsequent maintenance until road reconstruction takes place.

CARRIED

3. That the tender of Donald A. Foley Ltd., in the amount of $595,935.80, for construction of storm sewers, watermains and roads listed in the contract documents, be accepted subject to the approval of the Public Utilities Commission and the Ministry of Transportation and Communications, being the lowest tender received.

CARRIED

4. That the tenders for miscellaneous supplies be awarded inaccordance with the amended Purchasing Agent's Summary of Tender No.78/15.

CARRIED

Respectfully submitted

(Signed) *B.E. Breen* (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 45 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That Report No. 45 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 45

April 18, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Development Control Committee, the following plans, submitted by MacLachlan Lumber Company (Kingston) Limited, for a commercial building at 1316 Princess Street:

   Plan #1 - Elevations - April 5, 1978
   Plan #2 - Sections - April 5, 1978
   Plan #3 - Site Plan - April 12, 1978
   Plan #4 - Retail Level - April 5, 1978
   Plan #5 - Lower Level - April 5, 1978

   be approved, subject to the owner entering into a Development Control agreement, which shall include the following conditions:

   a) that the development be in accordance with the above listed plans;

   b) that the development comply with Section 22.3(c) of By-Law No. 8499 respecting provision of a 4½' high masonry screening wall along the side yard, except that alternative methods of screening may be approved by the Development Control Committee, subject to the approval of the Committee of Adjustment;

   c) that a 7.05' road widening across the frontage of the applicant's property be deed to the City;

   d) that water service and fire protection facilities be to the satisfaction of the Public Utilities Commission and the Fire Chief;

   e) that electrical servicing be to the satisfaction of the Public Utilities Commission;

   f) that a grading plan be filed and implemented to the satisfaction of the City;

   g) that construction of driveway entrances be to City standards, including continuous sidewalks and depressed curb across the entrances;

   h) that the design and location of all exterior lighting or new free standing signs be subject City approval with all exterior lighting to be directed away from adjacent residential properties;

REPORTS (Cont'd)

Report No. 45 - Planning Board (Cont'd)

1. (Cont'd)

i) that all vehicular parking areas and access routes be paved;

j) that interior layouts as shown on Plans #2, #4, and #5 are not subject to the requirements of development control;

k) that a landscaping plan which shall be subject to City approval shall be implemented within one year of the date of issuance of the building permit.

l) that no building permit be issued until after By-Law No. 9140 is given final approval by the Ontario Municipal Board;

m) the facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.

n) In the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers.

CARRIED

2. WHEREAS at its meeting on March 28th, 1978, Council approved an application for Development Control submitted by McDonald's Restaurants of Canada Limited for a fast food outlet on the east side of Division Street south of Benson Street; and

WHEREAS such approval was subject to the submission of landscaping, exterior lighting and sign plans; and

WHEREAS these plans have been considered by the Development Control Committee;

THEREFORE BE IT RESOLVED that the following plans be approved:

a) Landscaping Plan - Oshawa Garden Service - Scale: 1" = 20' - Dated March 30, 1978

b) Sign Plans - (i) Fascia Letters - Dated April 19, 1978
(ii) 70-5A Directional Sign - Dated April 19, 1978

c) Lighting Plans - Powerlite "Contempra" 8219-400-208 - Single 5' arm on 20' pole

CARRIED

REPORTS (Cont'd)

Report No. 45 - Planning Board (Cont'd)

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

Ald. Mackenzie presented Report No. 46 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clause 8 for presentation to Council.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 46 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 46

April 19, 1978

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the following resolution received from the City of Windsor be not endorsed:

> *"WHEREAS the Department of National Revenue - Taxation Division has announced a plan to decentralize some of its operations to a Sudbury Regional Office; and*
>
> *WHEREAS this scheme will result in the transfer of the assessing and taxroll sections from Windsor to Sudbury - a loss of 40 jobs to Windsor's economy and a serious disruption to the lives of those affected; and*
>
> *WHEREAS the Windsor public will be inconvenienced by this transfer since their tax files will not be held locally; and*
>
> *WHEREAS from Windsor's point of view this is not decentralization of government functions, but centralization of these functions away from the local office; and*
>
> *WHEREAS Windsor recently lost over 40 jobs in our O.H.I.P. office due to a so-called decentralization scheme which was roundly criticized by the people and by the Council of Windsor;*
>
> *THEREFORE BE IT RESOLVED that Windsor City Council strongly object to the loss of Windsor jobs and the reduction of service to the Windsor public inherent in the plans of the Federal government;*
>
> *AND that the Minister of National Revenue be urged to ensure that no jobs or services are lost to the local offices in any scheme designed to decentralize government operations."*

CARRIED 13:1

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

2. That the Council of The Corporation of the City of Kingston approve 'Folklore '78' as a Community Festival to be held June 9th, 10th and 11th, at the following locations within the City of Kingston:

Ukrainian Hall, 472 Bagot Street
Polish National Hall, 65 Russell Street
Calvin Park School, 164 Van Order Drive
L.C.V.I. School, 153 Van Order Drive
St. Thomas Moore School, 234 Norman Rogers Drive
Centennial School, 120 Norman Rogers Drive
Steelworkers Hall, 206 Concession Street
Lions' Club, 475 Princess Street
Oddfellows Hall, 394 Princess Street
Greek Community Hall, 119 Johnson Street
Winston Churchill School, 530 Earl Street
St. Francois d'Assise Hall, 512 Frontenac Street

subject to the approval of the School Boards with regard to the school facilities.

CARRIED

3. That the following persons be appointed to the Downtown Improvement Area Board of Management, for a term ending November 30, 1978:

Mr. Karl Kramil, Mr. Stan Collins, Mr. Laurence Marans, Ms. Thelma Edge and Mr. Gary Poupore.

CARRIED

4. That the following resolution of the Association of Municipalities of Ontario be endorsed:

> *"WHEREAS Bell Canada has filed an application with the C.R.T.C. for increases in rates of tariffs from those granted in June of 1977, ranging from 20% to 30% and, in some instances, even higher increases; and*
>
> *WHEREAS the proposed increases are far in excess of the anti-inflation guidelines; and*
>
> *WHEREAS the granting of increases in excess of the guidelines not only impacts upon those least able to afford increases to their cost-of-living, but will have serious and negative impact upon the agricultural, industrial and commercial sectors of this province, as well as increasing local government costs which, in turn, will be passed on to the taxpayers;*
>
> *THEREFORE, the Association of the Municipalities of Ontario wishes to record its objection to the magnitude of the increase proposed by Bell Canada, and urges the Provincial and Federal Governments to take the strongest action possible in order to insure that any rate increase granted to Bell Canada is justifiable both in terms of the present economic climate and the anti-inflation guidelines."*

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

4. (Cont'd)

(Note: The Board of Directors suggested to the membership, that if they are concerned with the increase proposed by Bell Canada, they endorse the foregoing resolution and send copies to the Prime Minister of Canada; the Premier of Ontario; and other appropriate Ministers of the Governments concerned; the Chairman of the C.R.T.C., and to their M.P.'s and M.P.P.'s.)

CARRIED

Ald. Gerretsen arrived at 8;43 p.m.

5. That the accounts of Brian Arnott Associates, as follows, be approved for payment as a charge to Work in Progress Grand Theatre:

Second instalment of Professional fees for Part I of the Grand Theatre Feasibility Study	$558.33
Third instalment of Professional fees for Part I of the Grand Theatre Feasibility Study	558.33

(Note: Fees are payable in three equal instalments. Total fee for Part 1 of the Study is $1,675.00)

CARRIED 13:2
(Ald. Breen, Ald. Webb Opposed)

6. That as requested by the Board of Trustees for the Kingston Community Memorial Centre, in order to provide for repairs to the plumbing for the swimming pool at the Memorial Centre, the following budget transfer be approved:

	Increase	Decrease
KINGSTON COMMUNITY MEMORIAL CENTRE		
Swimming Pool		
Building and Equipment Maintenance and Repairs	$2,400.	-
FINANCE CONTINGENCIES	-	$2,400.

CARRIED

7. That, with respect to the proposed subdivision of Part Lot 5, Concession I, Township of Kingston (North of Norman Rogers Airport), by Dacon Corporation, the Ministry of Housing be notified of the concern of the Council of the City of Kingston relating to the Street Layout of the proposed subdivision, inasmuch as the north/south arterial road is shown crossing airport property, and no agreement has been reached regarding the specific location of the north/south arterial; and further requesting the Ministry of Housing to apply the N.E.F. requirements to whatever construction takes place in that area; and further that the Ministry of Housing be advised that registered airport zoning is presently being enacted to apply height restrictions in the proximity of the airport; and further that the Finance Committee is prepared to meet with the Township of Kingston and the developer to resolve the exact location of the North/South arterial road.

TABLED FOR CONSIDERATION IN TWO WEEKS TIME
(See following Motion)

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

7. (Cont'd)

Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That consideration of Clause 7, Report No. 46, be deferred for two weeks time.

CARRIED

8. That it be the policy of the City of Kingston to pursue area co-operation in regards to economic development in the Kingston area, and that the Transportation Committee appoint up to two representatives to serve on an ad hoc committee to explore the methods of co-operation with the municipalities in the Kingston area.

CARRIED

9. That the proposed Capital Budget of the City of Kingston for the years 1978 to 1982 be amended as follows:

GENERAL PROJECTS - 1978

Fire Truck

Delete $145,000, add $120,000.

Parks & Recreation

Delete "Elmer Youth Centre", add "Youth Centres Improvements",

and as amended, the Capital Budget of the City of Kingston for the years 1978 to 1982 is hereby approved as follows:

Year	Total Amount
1978	$2,509,169.
1979	3,697,500.
1980	3,672,000.
1981	4,210,000.
1982	4,217,000.

(Note: Copies of Capital Budget distributed previously to all members of Council with the Finance Agenda).

CARRIED 14:1
(Ald. Hawkins Opposed)
(See following Motion of Amendment which was Lost

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 9, Report No. 46, be amended to provide that the Capital Budget for 1978 be further amended to delete from GENERAL PROJECTS - TRANSPORTATION DEPARTMENT, the sum of $300,000. for Land Acquisition for Parking Facilities.

LOST 1:14

Ald. Clements withdrew from the meeting.

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

10. That the following budget transfer be approved in order to provide for a grant in the amount of $150. for the Kingston Horticultural Society for payment on May 24, 1978:

	Increase	Decrease
FINANCE & ACCOUNTS		
Grants - Horticultural Society (Account No. 3081-D)	$150.	-
Contingencies	-	$150.

CARRIED

Ald. Clements returned to the meeting.

11. That the formation of the "Downtown Core Development Committee" to consist of nine (9) persons as follows, be approved:

2 elected representatives of the City,
2 Members of the Chamber of Commerce,
2 Members of the Downtown Business Association, and
3 persons from the public at large,

and that the persons that are to be appointed by Council upon recommendation of the Finance Committee, be requested to meet to draft Terms of Reference for the Committee and that the said Terms of Reference be reported back to Council for approval.

CARRIED 14:1
(Ald. Matthews Opposed)
(See following Motion of Amendment which was Lost)

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Clause 11, Report No. 46, be amended by adding after the words "2 elected representatives of the City" the words "one to be a member of the Finance and Accounts Committee".

LOST 3:12

12. That, as recommended by the Mayor's Waterfront Committee, the Ministry of State for Urban Affairs be requested to convene a three level meeting - City, Provincial and Federal - to come to a common understanding of the intricacies of waterfront ownership and leasing in the City of Kingston. For example, there are areas in the downtown and the Sydenham Ward waterfront where studies have shown that the ownership is unclear, although public. If quit claims are requested in the future, as they have been in the past, the City should know its position with respect to these. Similarly, the City's positions concerning street end ownership and leasing rights should be clarified.

CARRIED

13. That, as Ald. G. Allmark has notified, because of a conflict in meeting dates, he is unable to attend the meetings of the Chamber of Commerce, his resignation as a member of the Board of Directors of the Chamber of Commerce be accepted.

CARRIED

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

14. That, as recommended by the Kingston Public Library Board, the following accounts be paid:

1)	Certificate No. 15 - M. Sullivan & Son Ltd.	$ 39,322.43
2)	Certificate No. 16 - M. Sullivan & Son Ltd.	$336,888.78
3)	Certificate No. 2 - Simpsons Contract Div.	55,478.79
4)	Invoice No. 35 - Lily Inglis & Wilfred Sorensen	1,288.82
5)	Invoice No. 36 - Lily Inglis & Wilfred Sorensen	5,842.64
6)	Invoice No. 37 - Lily Inglis & Wilfred Sorensen	2,022.39

CARRIED

15. That The Corporation of the City of Kingston record that it has no objection to one Buffalo Air Craft from Canadian Forces Base, Trenton, making a Fly-Past in front of Macdonald Park in the City of Kingston at 10.30 a.m., May 21st, in connection with the convention of the Royal Canadian Air Force Association being held that day in Kingston.

CARRIED

16. That, as recommended by the Kingston Public Library Board, Change Order No. 28, being a CREDIT of $1,657.03, for sundry minor changes and deletion of a number of items be approved.
(Note: Copy of Change Order No. 18 has been distributed to all members of Council.)

CARRIED

17. That the City of Kingston supports the application for a hearing date to be set by the Ontario Municipal Board of The Campeau Corporation on the question as to whether a major shopping centre might not be justified on the site near the intersection of the MacDonald-Cartier Freeway and Division Street and on the question of adverse effects on the downtown core of the City, as specified in Order-in-Council, O.C. 3228/77, dated the 16th day of November, A.D. 1977, on the understanding that:

    1) There is no commitment by the City of Kingston, at this time, to support or oppose The Campeau Corporation's application;

    2) An independent market analysis of and impact study on the Kingston Central Business District is to be conducted by the City of Kingston; and

    3) The City of Kingston will review the report of the independent study prior to the hearing before the Ontario Municipal Board in order to be able to determine its position.

CARRIED

18. That conditional acceptance be given to the proposal made by Bob Martin Construction Limited for development at Bath Road and Queen Mary Road subject to review after August 31st, 1978, as follows:

    "Tendered Price:

    1) $3,000. per unit.
    2) 160 Units @ $3,000 = $480,000.
    3) 167 Units @ $3,000 = $501,000.

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

18. (Cont'd)

The design of the building is such that either number of units could be accommodated or a lesser number of units.

Condition:

1) That Central Mortgage and Housing provide (A.R.P.) funding assistance. (Tender call proposal unit size criteria and unit value criteria are part and parcel of C.M.H.C. (A.R.P.) funding criteria).

Mortgage Funds:

The mortgage funds are available through Montreal Trust.

Insurance:

1) Contractor's General Liability with State Farm Insurance (already received).

2) Fire Insurance - to be obtained at appropriate time.

Commencement:

Construction of the project shall commence within ninety days (90 days) of the City obtaining Ontario Municipal Board approval of the zoning.

Proposed Apartment Buildings:

(1) The building a six storey "V" shaped low-rise structure.

- a) Two elevators
- b) One and Two bedroom units
- c) Brick and Aluminium exterior
- d) A tot lot area will be provided
- e) Party Room facilities
- f) Inside apartment storage.

(2) The Site Layout:

- a) Apartment parking area buffers apartment building from proposed commercial area (south of proposed site).
- b) Fire access is provided all around the building.
- c) The unique "V" extended shape minimizes lot area coverage and provides a view of the Little Cataraqui Creek.

Municipal Incentive Grant Program

The Housing Units would qualify under the Municipal Incentive Grant Program.

Servicing

Bob Martin Construction would be responsible for all servicing costs, including all costs for the extension of Queen Mary Road pavement from 180 feet north of the Bath Road."

CARRIED

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

19. WHEREAS in September, 1976, Planning Board received the report titled "The Central Business District: Kingston's Neglected Core" which, among other matters, revealed the presence of a number of disadvantages which inhibit the central area from achieving its desired potential as "the dynamic core of the region",

WHEREAS this study urges the City to participate in the Government of Ontario's "Downtown Revitalization Program" in order to overcome some of the disadvantages facing the C.B.D.; and

WHEREAS it is essential that any substantial program to encourage central area improvements be preceded by a comprehensive evaluation of the present and future role of the C.B.D.'s commercial component within the context of the larger Kingston trade area, including its strengths, weaknesses and opportunities for improvement; and

WHEREAS this evaluation should be based upon detailed research into the current status of the Central Business District and also include a consideration of commercial space needs within the Kingston area; and

WHEREAS the City is, at this time, also faced with the renewed application to the Ontario Municipal Board for approval of a second major regional shopping centre at the north-east corner of Division Street and the Macdonald-Cartier Freeway; and

WHEREAS in order to evaluate the City's position with respect to this application, it is desirable that an independent analysis of the effect of such a centre be undertaken by a competent economist; and

WHEREAS this analysis could be appropriately incorporated into a larger study of the C.B.D.; and

WHEREAS there is a provision in the City's budget to do this research:

THEREFORE BE IT RESOLVED that, as recommended by the Planning Board, Prof. R. Chapman, Assistant Professor of the School of Business at Queen's University, be engaged at an estimated cost of $17,762. to complete this study on the following terms, said study to commence on May 1st and to be completed by August 15th, 1978:

"Generally:

A study to determine the opportunities available to the commercial component of the Central Business District.

Specifically:

1) To provide information on the current status of the Central Business District's commercial component including, among other things, the following:

   (a) A detailed inventory of existing commercial facilities (space, function, etc.) within the Kingston area.

   (b) Information on current expenditure patterns and preferences (through an area-wide consumer survey).

   (c) Current sales and operating information.

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

19. (Cont'd)

2) Projection and Evaluation:

(a) A consideration of the future space needs (retail/service, commercial, office, etc.) within the Kingston area and its various commercial components, with particular emphasis on the opportunities available to the Central Business District in light of these needs.

(b) An estimation of the effect on the C.B.D. of the development of a major regional shopping centre at Highway 401 and Division Street (the Campeau proposal) and by the Cadillac/Fairview shopping centre.

(c) A general evaluation of the present and future role of the C.B.D.'s commercial component within the context of the larger Kingston trade area, including its strengths, weaknesses and opportunities for improvement."

and further:

That in the event student project employees can be hired directly by the City of Kingston under the auspices of the Experience '78 Summer Employment Program sponsored by the Province of Ontario, the total cost of the proposed project to the City of Kingston would be reduced to $14,709.

and further:

That Prof. R. Chapman be requested to discuss with the representatives of Larry Smith and Associates Limited, Consultants for Campeau Corporation and the City of Kingston staff as to whether or not there is any area of the study that is compatible and can be done jointly. The result of the discussion to be reported to the Finance Committee.

CARRIED

20. That, subject to the approval of the Kingston Public Library Board, Progress Payment No. 2, in the amount of $10,842.33 to Simpsons Contract Division, for carpeting for the Kingston Public Library, be approved for payment, being final payment for this work and includes final holdback on amount of $7,141.53.

CARRIED

April 21, 1978

21. That the tender of Collins Chevrolet Oldsmobile Cadillac Limited, for the supply of 6 new police cars, utilizing unleaded gasoline, in the net amount of $25,923.50 (T.I.P.), as detailed as Group "A" vehicles, items 1 and 2, on Summary of Tender No. 78-12, together with trade-in of 6 police cars be accepted, being the lowest tender received:

3- 1978 Nova 350 (unmarked), and
3- 1978 Nova 250 (marked)

- and -

That the City Treasurer be authorized to pay for the vehicles upon receipt of notice of satisfactory delivery by the Chief of Police.

(Note: Copy of Summary of Tender No. 78-12 has, previously been distributed to all members of Council.)

CARRIED

REPORTS (Cont'd)

Report No. 46 - Finance & Accounts (Cont'd)

April 19, 1978.

22. That an informal meeting of the members of Council be held on Tuesday, April 25, 1978, at 7:30 p.m. to view new conceptual plans for "Marina City".

CARRIED

Respectfully submitted

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Mayor Keyes reminded the members of Council of their invitation from Dupont to attend the meeting on Thursday, April 27, 1978, at the Frontenac County Court House at 1:30 p.m. to discuss changes in the G.A.T.T. Agreement which affects the textile industry.

Mayor Keyes extended his congratulations to Ald. Miller on her marriage on Saturday.

Ald. Matthews said that the Special Committee to Review the Role of the Clerk-Comptroller's Office would welcome briefs from the members of Council on any comment they may have and asked for submission of the briefs by May 15th.

Ald. Matthews said that the low rental housing on Compton, Weller and Wilson Streets has no janitor nor site supervisor and that something has to be done about the garbage problem that has developed.

He said that garbage bags are allowed to accumulate on the site for days in advance of pick-up; that the bags are breaking; and the mess is scattered over the site and onto the streets.

Ald. Matthews said that the City's park area had been cleaned up by the City but was becoming littered again.

Ald. Matthews suggested that the Mayor hold a meeting with Kingston Housing Authority representatives in order to settle this problem. Ald. Matthews also said the City had a Property Standards By-Law which could be used to enforce settlement of the problem.

Mayor Keyes said that he would take the matter under advisement.

Ald. McArthur announced that the Government of Prince Edward Island had been re-elected tonight by the slimmist possible margin of 17 to 15 seats.

Ald. McArthur noted that there had been complaints about the reduction of grants for the completion of some of the floors of the Health Sciences Library Building. He said that this was now "a belt tightening time" and that instead of complaining they should talk to people who are without money in the first place.

Ald. Gorham said that all the exhibition space at *Leisure '78* to be held at Portsmouth Olympic Harbour Park from April 27 to April 30 had been sold and that everyone was invited to attend, free, to view the leisure exhibits.

UNFINISHED BUSINESS (Cont'd)

Ald. Gorham said that plans to continue with the construction of the O.H.I.P. Building and the Health Services Complex were vital to the workers in Kingston's construction industry too.

He suggested that the City's concerns for continued progress of these projects be expressed to the Ontario Government.

Ald. Hawkins said that the Police Commission had approved using meters in taxis instead of the present rate zone system. He enquired if the impact on the number of taxis that would be available to Kingstonians had been measured. He said that the introduction of taxi meters to Peterborough had reduced the number of taxis from 100 to 35 in that City.

Ald. Hawkins said that, at present, there is no concern about the availability of taxis; that costs will be higher; and that 80% of the taxi drivers want to keep the present zone system.

Mayor Keyes noted that, as a member of the Police Commission, he had been opposed to the approval, in principle, of the use of taxi meters instead of the zone system. He said that a date of implementation of meters had not yet been decided nor discussed.

Mayor Keyes said that it might be possible to defer implementation of the meters until after the new law concerning licensing by municipalities is passed and becomes effective and the City of Kingston, instead of the Police Commission, becomes responsible for licensing taxis. He said that at that time perhaps the more representative nature of the members of Council would support his views.

Ald. Breen reminded the members of Council that this was Spring Clean-Up Week.

Ald. French said that the Planning Board had received, for information, on March 21st, that the Frontenac County Board of Education had established a Task Force; that he (Ald. French) had subsequently been appointed as the City's contact person on the Task Force; and that he believed, in view of potential school closings in the City, the Planning Board should present a brief to the Task Force.

Ald. Timmins said that the Finance Committee had taken a strange approach to appointing himself as an alternate to Ald. French on the Task Force. He said that there had been no discussion with him prior to the Finance meeting, which he had not attended. Ald. Timmins said that he was not interested in serving as an alternate and requested that his name be deleted.

Ald. Timmins said that the Frontenac County Board of Education had their job to do and that they should do it.

Ald. Webb said that the number of electors in the Province of Prince Edward Island equaled a City the size of Oshawa.

Mayor Keyes said that in conversations with the Hon. Keith Norton this weekend, there had been no indication that the new O.H.I.P. Headquarters would not be coming to Kingston. He said that the advance planning party was presently being housed in the Ontario Government Building at 1055 Princess Street.

In answer to questions from Ald. Gerretsen as to whether or not there would be windows in the new Artillery Park Pool and when construction would be completed, Mayor Keyes said that there were no windows in the pool building and that June 1st was the target date for opening the pool.

Ald. Timmins said that windows are not constructed in pool buildings for safety reasons in order to reduce reflections on the pool surface which would block the view of lifeguards into the depths of the pool.

BY-LAWS

Council consented to the WITHDRAWAL of By-Law 6, since Clause 2, Report No. 41 had been referred back to Committee.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 & 2 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Law 2 its Third Reading.

CARRIED

(C) Moved by Ald. Webb,
Seconded by Ald. Breen,

That the Third Reading of By-Law 13 be considered separately.

CARRIED

(D) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 2 to 5, 7 to 12 and 14 to 16 be given their Third Reading

CARRIED

(E) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Law 13 be given its Third Reading.

CARRIED 9:6
(See Recorded Vote)
(See also following motions of amendment and referral which were Lost).

Ald. Webb requested a recorded vote on motion (E) of Ald. Tarnowecky and Ald. Mackenzie, which was as follows:

YEAS: Mayor Keyes, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky, Ald. Timmins (9)

NAYS: Ald. Allmark, Ald. Breen, Ald. Gorham, Ald. Matthews, Ald. McArthur, Ald. Webb (6)

(F) Moved by Ald. Gorham,
Seconded by Ald. Webb,

That By-Law 13 be amended on Third Reading to also rezone the properties on west side of Montreal Street from Markland Street southerly to the south-west corner of Raglan Road (Blaney's), inclusive, and on the east side of Montreal Street southerly to the south-east corner of Raglan Road (211 Montreal Street) to Commercial.

RULED OUT OF ORDER
(See also following motion of amendment)

Mayor Keyes ruled that Motion (F) of Ald. Gorham and Ald. Webb was OUT OF ORDER since all of the properties in the area to be rezoned had not been referred back to the City by the Ontario Municipal Board in its Order approving Zoning By-Law 8499.

BY-LAWS (Cont'd)

Ald. Webb declared a conflict of interest in Motion (G), since he is employed by K.G. Enright Real Estate Limited.

(G) Moved by Ald. McArthur,
Seconded by Ald. Breen,

That Motion (F) of Ald. Gorham and Ald. Webb be amended to also include 314 Montreal Street (Service Station) and 338 Montreal Street (Enright Real Estate Limited), as Commercial.

RULED OUT OF ORDER

Mayor Keyes ruled that Motion (G) of Ald. McArthur and Ald. Breen was OUT OF ORDER since the two properties to also be rezoned had not been referred back to the City by the Ontario Municipal Board in its Order approving Zoning By-Law 8499.

Ald. Gorham appealed the Mayor's Ruling.

The Mayor's Ruling was upheld by a vote of 12 in favour of the Ruling and 3 opposed.

(H) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That By-Law 13 be amended on Third Reading to include the property at 210 Montreal Street and Raglan Road (Blaney's) in the zone change.

LOST 7:8

(I) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That By-Law 13 be referred back to the City of Kingston Planning Board.

LOST 7:8

* * *

(1) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law", (Revision of Certain Standards).

(FIRST & SECOND READING) (PROPOSED NO. 9242)
Clause 2, Report No. 42, 1978

(2) A By-Law to Confirm the Proceedings of Council at Its Meeting held April 24, 1978.

(THREE READINGS) (PROPOSED NO. 9243)
City Council Meeting No. 12

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act." (Clauses 1, 3, 4, 5, 10, 16 and 20, Report No. 36)

(THIRD READING) (PROPOSED NO. 9223)
Clauses 1, 3, 4, 5, 10, 16 and 20, Report No. 36, 1978

BY-LAWS (Cont'd)

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 2, 10, and 17, Report No. 36)

(THIRD READING) (PROPOSED NO. 9224)
Clauses 2, 10, and 17, Report No. 36, 1978

(5) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Revise Section 2 and Schedule "A").

(THIRD READING) (PROPOSED NO. 9225)
Clauses 11 and 15, Report No. 36, 1978
and Clause 1, Report No. 41, 1978

(6) A By-Law to Amend By-Law No. 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority from the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" (Revise Title and Include Property of the Municipality or Boards Thereof)

(THIRD READING) (PROPOSED NO. 9226)
Clause 21, Report No. 36, 1978
and Clause 2, Report No. 41, 1978

WITHDRAWN

(7) A By-Law to Designate the Rochleau House, St. Andrew's Presbyterian Church and 9 Kennedy Street to be of Historic or Architectural Value or Interest

(THIRD READING) (PROPOSED NO. 9227)
Clause 9, Report No. 42, 1975
Clauses 5 & 6, Report No. 7, 1978

(8) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 95 - 1978 Review)

(THIRD READING) (PROPOSED NO. 9228)
Clause 3, Report No. 37, 1978

(9) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (General Revisions)

(THIRD READING) (PROPOSED NO. 9229)
Clause 4, Report No. 37, 1978

(10) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.3 Acre Parcel of Land Located at the Northeast Corner of Bagot and Cataraqui Streets from Zone D Commercial and Light Industrial of By-Law No. 3077 to A.139 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9230)
Clause 6, Report No. 37, 1978

CARRIED 13:2
(Ald. McArthur and Ald. Webb Opposed)

BY-LAWS (Cont'd)

(11) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.6 Acre Parcel of Land Located Between Patrick and Depot Streets North of Railway Street from Zone I Exclusive Light and Heavy Industrial of Zoning By-Law No. 3077 to M7 Industrial)

(THIRD READING) (PROPOSED NO. 9231)
Clause 8, Report No. 37, 1978

CARRIED 13:2
(Ald. McArthur and Ald. Webb Opposed)

(12) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of Little Cataraqui River from Zone C Residential of Zoning By-Law No. 541 to B1.109 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9232)
Clause 10, Report No. 37, 1978

(13) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Lands Located on Either Side of Bagot Street Between John Street and Charles Street and on Both Sides of Montreal Street Between Charles and Markland Streets from Zone D (Commercial and Light Industrial) of Zoning By-Law No. 3077 to C1.140 Commercial, A Residential, A.141 Residential, A.142 Residential, A.143 Residential, A.144 Residential, A.145 Residential, A.146 Residential and A.147 Residential)

(THIRD READING) (PROPOSED NO. 9233)
Clause 12, Report No. 37, 1978

CARRIED 9:6
(See Recorded Vote on Page 346)

(14) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston" (Rezone 0.2 Acre Parcel of Land Located on the West Side of Bagot Street Between Bay and Ordnance Streets From Zone D Commercial and Light Industrial of Zoning By-Law No. 3077 to A.149 Residential)

(THIRD READING) (PROPOSED NO. 9234)
Clause 14, Report No. 37, 1978

CARRIED 13:2
(Ald. McArthur and Ald. Webb Opposed)

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.6 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street, From Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.153 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9235)
Clause 16, Report No. 37, 1978

BY-LAWS (Cont'd)

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.35 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street from Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.154 (One and Two Family) Residential)

(THIRD READING) (PROPOSED NO. 9236)
Clause 18, Report No. 37, 1978

CARRIED 13:2
(Ald. McArthur and Ald. Webb Opposed)

* * *

MOTIONS

(1) Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That the congratulations and best wishes of Council be extended to Ald. Lois Miller and Mr. Iain Macdonald on the occasion of their recent marriage.

CARRIED

The following Notice of Motion was received:

(2) Moved by Ald. French,
Seconded by Ald. Clements,

That, in addition to the appointment of Ald. Terry French to serve as the contact person for the City on the Task Force of The Frontenac County Board of Education, it be the intention of City Council to present a written brief outlining its position in regard to the closing of schools in Kingston.

REFERRED TO THE FINANCE AND ACCOUNTS COMMI

(3) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Council do now adjourn.

CARRIED

Council adjourned at 11:16.

(L.S.)

(Signed) *T.J. McKibbin*
(Clerk-Comptroller)

(Signed) *Ken Keyes*
(Mayor)

MAY 12 1978
Local Govt.

CITY COUNCIL MEETING NO. 13

The Regular Meeting of City Council will be held in the Council Chamber, City Hall, on Monday, May 8, 1978, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 12, held April 24, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(303) From the Social Planning Council of Kingston & District, expressing their thanks for the City's grant of $10,000.

(304) From the Canadian Olympic-training Regatta, Kingston Committee, expressing their gratitude to the City for its continued sponsorship and grant of $3,000.

(305) From Kingston's Home for Handicapped Inc., thanking the City for its grant of $10,000 towards the construction of an elevator at Tercentennial Lodge. They have finally secured funding for the project and hope to start construction within the next few weeks.

(306) From the Cataraqui Region Conservation Authority notifying that the Authority has recognized the newly defined flood line as surveyed by Dacon Corporation in the Cataraqui Golf Club Area.

(307) *METRIC NEWS* dated March 1978.

To be Referred to the Community Services Committee

(308) From the City of Kitchener requesting endorsation of their following resolution:

> *"WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink bottle system, in that such a system:*
>
> *a) would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and*
>
> *b) would be preferred, over a proprietary system, by the retailers of Ontario;*
>
> *IT IS HEREBY RESOLVED that this municipality shall ask the Province:*
>
> *1) to develop, with all possible haste, standard refillable soft drink bottles; and*
>
> *2) to encourage and promote, to the furthest extent, the use of such bottles in Ontario."*

COMMUNICATIONS (Cont'd)

To be Referred to the Community Services Committee (Cont'd)

(309) From the City of Kitchener, requesting endorsation of their following resolution:

> *"That we express our concerns to the Province of Ontario relative to the quality of movies shown throughout the Province which contain undue exploitation of sex and violence and further encourage the Province to ensure that more stringent conditions are imposed by the Ontario Board of Censors".*

(310) From the Corporation of the City of Stratford, requesting endorsation of their following resolution:

> *"WHEREAS Environment Minister George McCauge has publicly stated that the refillable money-back bottle is acknowledged as the most environmentally accepted container for soft drinks;*
>
> *AND WHEREAS former Environment Minister George Kerr has stated publicly that throw-away containers represent a significant waste of raw materials and energy;*
>
> *AND WHEREAS it is common knowledge that throw-away bottles and cans DO waste raw materials (unless re-cycled), DO consume more energy than refillable containers, DO fill up sanitary land fill sites, DO cause litter, and DO encourage a wasteful life style, which society can no longer afford;*
>
> *AND WHEREAS the City of Stratford endorses a completely refillable system for the sale of soft drinks;*
>
> *NOW THEREFORE BE IT RESOLVED THAT the Province of Ontario be requested to ban the sale of soft drinks in any non-refillable container effective December 31st, 1978."*

To be Filed

(311) From Thorne Riddell & Co., enclosing two copies of the audit report and financial statements for the Public Utilities Commission of the City of Kingston for the year ended December 31, 1977 and notifying that these reports are being sent directly to the Ministry of Treasury, Economics and Intergovernmental Affairs to meet their requirements.

(312) Copy of Report of the Provincial-Local Government Committee on Property Tax Reform, dated April, 1978 together with a copy of the Presentation of the Report to the Premier and Members of the Cabinet by Douglas Frith on April 13, 1978.

(Note: Copy of Report distributed to members of Council).

(313) From the Association of Municipalities of Ontario, their publication *Labour Relations News*, Issue No. 78-3, dated April, 1978.

(Note: Copies have been distributed to members of Council)

(314) The Association of Municipalities of Ontario's News Bulletin, dated April, 1978.

(Note: Copies have been distributed to members of Council)

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(315) Statement of Revenue and Expenditures for the month of March, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of March 1978	1977 to date
Operating Deficit:	$645,840	$124,455	$55,990	$137,465
Debentures:	27,690	6,922	2,307	9,050
Total Deficit:	$673,530	$131,377	$58,297	$146,515

To be Referred to the Public Works Committee

(316) From Mr. D.C. Tousignant, 744 Alfred Crescent, notifying that he believes the 1978 tax increase was not justified because of lack of service received in 1977 for sidewalk snow plowing or for snow removal and for sporadic garbage collection.

(Note: Copy distributed to each member of Council.)

To be Referred to the Transportation Committee

(317) From the Ministry of Housing, a memorandum relating to Land Use Policy Related to Aircraft Noise (Noise Exposure Forecast System), notifying that a new and more accurate system of measuring and projecting annoyance caused by aircraft noise has been adopted by the Ministry for use by municipalities in determining restrictions to be imposed on land uses around airports, and enclosing a pamphlet on this subject.

To be Filed

(318) From the Ministry of Treasury Economics and Intergovernmental Affairs, their Publication *Background*, Nos. 78/13, 78/14, 78/15, and 78/16.

(Note: Copies have been distributed to members of Council).

(319) From the Liquor Licence Board of Ontario, notifying that the Crock & Block Restaurant, Princess and Nelson Streets, may make application for a liquor licence in the near future.

(320) From the Ontario Municipal Board enclosing Copy of Decision dated May 2, 1978 In the Matter of an application by The Corporation of the City of Kingston for approval of its Restricted Area By-Law No. 9046 which was approved. (88 Unit, 9 Storey Apartment - W/S Sir John A. Macdonald Boulevard, south of Princess Street.)

To be Referred to the Housing Sub-Committee

(321) The Ministry of Housing's *NEWSLETTER* dated April 21, 1978.

To be Referred to the Finance & Accounts Committee

(322) An Invitation from the Association of Municipalities of Ontario to a Labour Relations Seminar on *"Sensible Bargaining"* to be held on September 14, 1978 at the Skyline Hotel in Toronto.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the City of Kingston Planning Board

(323) From the Ministry of the Environment enclosing a report and recommendations regarding the proposal to redevelop the Davis Tannery Site in the City of Kingston.

To be Filed

(324) Minutes of Meetings held by the N.I.P. Citizens Committee, Nos. 28, 29 and 30.

(Copies have been distributed to members of Council)

(325) From The Children's Aid Society enclosing a copy of their final budget which has been approved by the Ministry and their Board of Directors, and notifying that the City's share will be $164,446 which is $2,148. less than originally approved.

To be Referred to the Transportation Committee

(326) From the Public Utilities Commission enclosing a copy of a report and drawing with respect to Bus Stop and Bus Stop Shelter Relocation on Division Street at Elliot Avenue and requesting early approval.

(327) From the Public Utilities Commission submitting three alternatives for an evening Bus Service on Princess Street to Ontario Street which would be extended on a trial basis for three months, commencing at 6:30 each evening. This is subject to their obtaining approval for a bus stop in the Lower Princess Street area.

To be Referred to the Finance & Accounts Committee

(328) From the Township of Kingston notifying that in response to a resolution of the Kingston Area Planning Board concerning constitution of the Board, the Township of Kingston passed the following Resolution:

> *"That Council supports the recommendation of the Area Planning Board that a request be made to the Ministry of of Housing varying the consitution of the Area Board as follows:*
>
> *City of Kingston, Head of Council (ex-officio)*
> *and five members*
>
> *Township of Kingston, Head of Council (ex-officio)*
> *and two members*
>
> *Township of Pittsburg, Head of Council (ex-officio)*
> *and one member*
>
> *In both the Townships cases, it is recommended that the Head of Council be allowed to appoint a representative to sit and act in his/her place."*

PETITIONS

REPORTS

REPORT NO. 47

To The Mayor and Aldermen April 26th, 1978

The Transportation Committee reports and recommends as follows:

1. THAT WHEREAS it was not possible to erect the temporary barricades until almost the end of August, 1977;

AND WHEREAS this was at a time when the students were already returning to Kingston for the autumn term at Queen's University;

AND WHEREAS added problems were experienced due to the heavy snow fall during the winter, when it was necessary to keep pedestrian and vehicular routes open and a great deal of snow was piled where the barricades had been established;

AND WHEREAS the University Sub-Committee on Grounds wish to undertake a thorough study of the street closure during a complete summer period, and a more effective assessment during what they hope will be a more normal winter season next year;

THEREFORE BE IT RESOLVED that no action be taken at this time to repeal By-Law No. 9034, "A By-Law to Stop up and Close a portion of Queen's Crescent between University Avenue and Albert Street."

NOTE: The Transportation Committee will undertake a further review of the street closure after May, 1979.

2. That a by-law be presented to Council to amend By-Law 495 (Meters), as follows:

ADD TO SCHEDULE 15 *(20¢ per hour/2 hour time limit)*

Johnson Street	-	North Side between Clergy Street and King Street
Wellington Street	-	East Side from Queen Street to Barrack Street
Wellington Street	-	West Side from 140 feet north of Queen Street to 45 feet south of Barrack Street
Bagot Street	-	East Side from Queen Street to Barrack Street
Bagot Street	-	West Side from 200 feet north of Queen Street, northerly 150 feet
Barrack Street	-	North Side from 96 feet west of King Street to 55 feet west of King Street
Barrack Street	-	North Side from 90 feet west of Wellington Street to 182 feet west of King Street

2. continued...

ADD TO SCHEDULE 15

King Street - West Side from 50 feet north of Barrack Street to 50 feet south of Place d'Armes

Division Street - West Side from Union Street to Earl Street

Clergy Street - South Side from 60 feet east of Division Street easterly 127 feet

Clergy Street - South Side from Division Street to 127 feet east of University Avenue

Lower Union Street - North Side from Bagot Street 170 feet easterly

Wellington Street - East Side between Barrack Street and Place d'Armes

ADD TO SCHEDULE 16 *(20¢ per hour/1 hour time limit)*

Alfred Street - East Side from 44 feet north of Princess Street northerly 93 feet

Montreal Street - West Side from 80 feet north of Queen Street northerly 125 feet

DELETE FROM SCHEDULE 1 *(5¢ per hour/1 hour time limit)*

Wellington Street - East Side from Queen Street to Barrack Street

Wellington Street - West Side from 140 feet north of Queen Street to 45 feet south of Barrack Street

Bagot Street - East Side from Queen Street to Barrack Street

Bagot Street - West Side from 305 feet south of Ordnance Street to 200 feet north of Queen Street

Barrack Street - North Side - from 96 feet west of King Street to 55 feet west of King Street

Barrack Street - North Side from 90 feet west of Wellington Street to 182 feet west of King Street

King Street - West Side from 50 feet north of Barrack Street to 50 feet south of Place d'Armes

Alfred Street - From 44 feet north of Princess Street northerly 93 feet

2. continued...

DELETE FROM SCHEDULE 2 *(10¢ per hour/2 hour time limit)*

Johnson Street - North Side from Bagot Street to Sydenham Street

Johnson Street - North side from Bagot Street to Wellington Street

Johnson Street - North Side from King Street to 60 feet east of Wellington Street

Johnson Street - North Side from 125 feet west of Sydenham Street to Clergy Street

Division Street - West Side from Union Street to Earl Street

Clergy Street - South Side from 60 feet east of Division Street easterly 127 ft.

Clergy Street - South Side from Division Street to 127 feet east of University Avenue

Lower Union Street - North Side from Bagot Street 170 feet easterly

DELETE FROM SCHEDULE 5 *(10¢ per hour/1 hour time limit)*

Montreal Street - West Side from 80 feet north of Queen Street northerly 125 feet

3. That a by-law be presented to Council to amend By-Law 495 (Meters) as follows:

DELETE FROM SCHEDULE 4 *(5¢ for 12 minutes)*

Queen Street - North Side between Ontario Street and King Street, from the east limit of the P.U.C. sub-station easterly a distance of 142 feet

Princess Street - South Side from 80 feet east of Barrie Street 70 feet easterly

DELETE FROM SCHEDULE 16 *(20¢ per hour/1 hour time limit)*

Brock Street - North Side from 255 feet west of Montreal Street to 76 feet east of Clergy

ADD TO SCHEDULE 5 *(10¢ per hour/1 hour time limit)*

Montreal Street - East Side from 320 feet north of Queen Street northerly 214 feet

ADD TO SCHEDULE 16

Brock Street - North Side from 473 feet west of Montreal Street to 76 feet east of Clergy Street

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), as follows:

DELETE FROM SECTION 19 *(No Parking Anytime)*

Brock Street
  Ontario to King - South Side

Barrie Street
  King to 110 ft. north of JOhnson northerly 80 feet - East Side

Division Street
  Union to 50 ft. north of Union - East & West Sides

Okill Street
  Barrie to King - North Side

Stuart Street
  Barrie to Albert - South Side

Stuart Street
  Barrie to George - South Side

Stuart Street
  University to St. Lawrence - South Side

Stuart Street
  University to the extension northerly of the east limit of Lower University - North Side

University Avenue
  Union to Clergy - East Side

University Avenue
  from 300 ft. south of Union southerly 110 ft. - East Side

University Avenue
  from 550 ft. south of Union southerly 100 ft. - East Side

University Avenue
  from 1,005 ft. south of Union southerly 30 ft. - East Side

Union Street
  80 ft. east of Division to 50 ft. west of Division - North Side

Union Street
  50 ft. east of Division to 50 ft. west of Division - South Side

ADD TO SECTION 19

Barrie Street
  King to 110 ft. north of Johnson - East Side

Brock Street
  Clergy to Sydenham - South Side

4. continued...

ADD TO SECTION 19

Brock Street from Montreal Street, 460 feet westerly	- North Side
Brock Street Montreal to Bagot	- North Side
Brock Street from 310 feet west of Bagot Street westerly 380 feet	- South Side
Division Street Union Street to 50 feet north of Union	- West Side
Okill Street Barrie to George	- North Side
Stuart Street Barrie to St. Lawrence	- South Side
University Avenue Union to 279 feet north of Union	- East Side

DELETE FROM SECTION 18 *(Various Parking Regulations)*

Albert Street Queen's Crescent to Union	West Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Albert Street 30 feet north of Earl northerly 40 feet	East Side - Parallel Parking - 15 min. time limit
Brock Street 457 feet west of Bagot to 521 feet west of Bagot	South Side - Parallel Parking - 1 hour time limit 8 a.m. to 6 p.m.
Brock Street 571 feet west of Bagot to 691 feet west of Bagot	South Side - Parallel Parking - 1 hour time limit 8 a.m. to 6 p.m.
Clarence Street 41 feet east of Bagot to 144 feet west of Wellington	South Side - Angle Parking - 12 min. time limit 8 a.m. to 6 p.m.
Division Street Union to Earl	West Side - Parallel Parking - 2 hour time limit
King Street 20 feet north of Clarence to 40 feet north of Clarence	East Side - Parallel Parking - 12 minute time limit
King Street 40 feet north of Clarence to 20 feet south of Market	East Side - Parallel Parking - 1 hour time limit 8 a.m. to 6 p.m.

4. continued...

DELETE FROM SECTION 18

King Street Johnson to William	West Side - 1 hour time limit - 8 a.m. to 6 p.m.
King Street William to Earl	East Side - 1 hour time limit - 8 a.m. to 6 p.m.
Princess Street from 145 feet west of Montreal to 145 feet east of Clergy	South Side - Parallel Parking - 1 hour time limit - 7 a.m. to 6 p.m.
Queen Street from 172 feet west of Ontario westerly	North Side - Parallel Parking - 1 hour time limit - 8 a.m. to 6 p.m.
Union Street University to Alfred	North Side - Parallel Parking - 2 hour time limit
William Street King to 70 feet east of Bagot	North Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.

ADD TO SECTION 18

Albert Street from 200 feet north of Queen's Crescent to Union	West Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Clarence Street 41 feet east of Bagot to 154 feet west of Wellington	South Side - Angle Parking - 12 minute time limit - 8 a.m. to 6 p.m.
Division Street from 60 feet north of Clergy to Earl	West Side - Parallel Parking - 15 min. time limit 8 a.m. to 8 p.m.
Division Street 50 feet north of Union to Clergy	West Side - Parallel Parking - 2 hour time limit
King Street Johnson to 30 feet north of William	West Side - 1 hour time limit - 8 a.m. to 6 p.m.
King Street Collingwood to St. Lawrence	North Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Maitland Street King to 182 feet south of King	East Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Queen Street from 172 feet west of Ontario to King	North Side - Parallel Parking - 1 hour time limit 8 a.m. to 6 p.m.
Union Street University to 80 feet east of Alfred	North Side - Parallel Parking - 2 hour time limit

4. continued...

ADD TO SECTION 18

William Street King to 98 feet east of Bagot	North Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m. Monday to Friday inclusive

5. That the action of the Committee permitting the Kingston Equality for the Disabled to bag the parking meters on the south side of Clergy Street, between Division Street and University Avenue on Saturday, April 29th, 1978, for an Activity Day at the University Centre of Queen's University, be ratified and confirmed.

6. That notwithstanding the provisions of By-Law 10 (Streets), permission be granted to the Kingston Portuguese Canadian Community to hold a candle-light procession on May 20th, 1978 between the hours of 8:30 p.m. and 9:45 p.m. to celebrate the Feast of Our Lady Fatima.

NOTE: The procession will begin at St. Mary's Cathedral, travel along Johnson Street to Clergy Street, along Clergy to Ordnance Street, around Sydenham, Balaclava and Alma to Barrie Street, along Barrie Street to Johnson Street and back to St. Mary's Cathedral.

7. That notwithstanding the provisions of By-Law 10 (Streets), permission be granted to the Kingston Symphony Association to erect a banner on Princess Street at Montreal Street during the week of May 15th to 20th, 1978, advertising Kingston Symphony Week.

Respectfully Submitted,

Chairman

REPORT NO. 48

April 27, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That:

   a) A By-Law be presented to Council to authorize the borrowing of $120,000.00 upon debentures towards the cost of purchasing a new King De Luxe fifty-foot Telesqurt Pumper, provision for which has been made in the 1978 Capital Budget;

   b) Notwithstanding the provisions of By-Law No. 1 and since quotations have been received, subject to the approval of the Debenture By-Law by the Ontario Municipal Board, the quotation of King Seagrave Limited, for the supply of a new King Deluxe fifty-foot Telesqurt Pumper, at a total cost of $120,000.00 be accepted, being the lowest quotation received.

   (Note: The following quotations were received:

   1. Pierreville Truck Company, Quebec:

   $160,000 - chassis not in stock; delivery date approximately 1 year after receipt of order.

   2. Thibeault Company, Quebec:

   $129,000 - 50 foot not available; can only supply 75 foot pumper; delivery date approximately 1 year, after receipt of chassis.

   3. King Seagrave, Woodstock, Ontario:

   $120,000 - 50 foot pumper available, chassis in stock; delivery date late summer or early fall, 1978.

   NB - Federal and provincial sales taxes not applicable to purchase of firefighting equipment.)

2. That Council does hereby authorize the repayment of excess subsidy for the Work Activity Project to the Province of Ontario, in the amount of $7,818.82.

   (Note: This figure is arrived at as a result of the Provincial audit of the Project, and consists of a repayment of subsidy on costs which were not, in fact, eligible for such subsidy).

   (Alderman Matthews opposed)

3. That the maximum weekly payment for Day Care services provided at the Oakwood Day Care Centre and the Depot School Day Care Centre be increased from $35.00 per week to $45.00 per week, effective September 1, 1978, and that this maximum weekly rate be subject to annual review.

4. WHEREAS, under the new Family Law Reform Act, it is necessary for the City of Kingston, through its Social Services Department, to sign applications in connection with "*Applications for Support*"; and

WHEREAS it is also necessary for the City of Kingston, through its Social Services Department, to sign applications for enforcement of support orders;

THEREFORE BE IT RESOLVED that authority is hereby delegated to the Social Services Administrator and the Assistant Administrator of Social Services to sign applications for support and applications for enforcement of support orders for and on behalf of the Corporation of the City of Kingston.

Respectfully submitted,

CHAIRMAN

REPORT NO. 49

May 2, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a conceptual plan of proposed residential development in Kingston Township, north of Bath Road, west of the Little Cataraqui Creek, to be undertaken by Frontenac Leaseholds Ltd. and Splinter Construction Limited, has been forwarded to Planning Board for comments; and

WHEREAS approximately 4 acres of this proposed development lies within the boundaries of the City of Kingston and immediately adjacent to the Little Cataraqui Creek; and

WHEREAS the Administrator of Traffic and Streets has recommended that a traffic light be installed at the intersection of Bath Road and the north-south road leading to the Armstrong Subdivision, as required by the development;

THEREFORE BE IT RESOLVED that the Township of Kingston be requested to impose a condition on the development proposed by Frontenac Leaseholds Ltd. and Splinter Construction Limited north of Bath Road and west of the Little Cataraqui Creek that traffic lights be installed at the intersection of Bath Road and the north-south road leading to the Armstrong Subdivision, at a time to be mutually agreed upon by the City of Kingston and the Township of Kingston.

2. WHEREAS By-Law No. 9197, "A By-Law to Amend the Zoning For a 0.5 Acre Parcel of Land Located on the Southwest Corner of Macdonnell Street and South Bartlett Street from A (One and Two Family) Residential to C1 (Neighbourhood) Commercial", was passed by Council on March 13, 1978; and

WHEREAS notification of the amending By-Law No. 9197 has been sent to affected property owners; and

WHEREAS three (3) letters objecting to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9197, passed on March 13, 1978 (Clause 2(b) Report No. 20, 1978), be reaffirmed.

3. WHEREAS notification has been received from the Canadian National Railway that it wishes to remove the old station on Montreal Street from its list of designated stations; and

WHEREAS it is understood that the station is designated as a National Historic Site; and

WHEREAS it is understood that the station will not be physically removed from its present location;

THEREFORE BE IT RESOLVED that the Canadian National Railway be informed that Council has no objection to the removal of the old station on Montreal Street from the Canadian National Railway list of designated stations.

4. WHEREAS a Development Control Agreement was entered into by 350549 Ontario Limited and the City of Kingston on September 26, 1977, for construction of an office building on the corner of Brock and Clarence Streets; and

WHEREAS it was a condition of such Agreement that construction of the entire building be commenced within twelve months of the date of approval of the Agreement; and

WHEREAS the owner has requested that the Development Control Agreement be amended to permit construction in phases, commencing with the ground floor, which would be developed as a restaurant; and

WHEREAS, in the opinion of Planning Board, such a phased development is not desirable on this site;

THEREFORE BE IT RESOLVED that the Development Agreement between 350549 Ontario Limited and the City of Kingston, dated September 26, 1977, be NOT amended.

Respectfully submitted,

CHAIRMAN

Report No.50

April 27, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be charged for the Council Chamber, Memorial Hall and Committee Rooms - the United Way of Kingston and District be permitted to use the Council Chamber at no charge on Wednesday evening, May 10, 1978 to hold their Annual General Meeting and a small room for a meeting of the Board of Directors immediately following the Annual Meeting with the understanding that they will relinquish the use of the Council Chamber if it is required by the City and will be provided with other accommodation elsewhere in the City Hall.

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be charged for the Council Chamber, Memorial Hall and Committee Rooms - the Cataraqui, Frontenac and St. Lawrence Wards Ratepayers' Association be permitted to use Memorial Hall at no charge on Friday evening, June 2, 1978 to hold a public meeting concerning Group Homes with the understanding that they will relinquish the use of the Hall if it is required by the City.

3. That the rent for space occupied at the J.K.Tett Creativity Centre by Kingston's Home for the Handicapped, Inc., be increased by 25% from $150.00 to $187.50 per month for the next five year term of their lease commencing June 1, 1978.

Respectfully submitted,

Chairman

Report No.51

May 1, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the account of Edwards Ford-Mercury Sales Ltd., in the amount of $1125.47, for supply of repair parts for Ford trucks #300 and #355, be paid.

2. That since it was necessary to take the transmission of Ford Loader Backhoe #220 apart in order to give a quotation for repairs and since this was done by the original supplier, W.J.Allinson Limited, their quotation, in the amount of $1700.00, be accepted.

3. That a by-law be passed to authorize the reconstruction of the concrete sidewalks on the streets listed on the attached Schedule at total estimated cost of $87,324.00 less anticipated M.T.C. subsidy of $9224.00, as a charge to the general tax rate, provision for this expenditure having been made in the 1978 Capital Budget.

4. That in order to facilitate road, sewer and watermain construction on Division St., Donald A. Foley Ltd be authorized to close the south bound traffic lane on Division St from Counter St to Elliot Ave to all traffic except local and emergency vehicles from 7 am on May 11 to 7 pm on May 29, 1978, and that the south bound traffic detour via Counter St., Old Sir John A Macdonald Blvd and Elliot Ave., and that the Kingston Transit busses be allowed to travel both ways with the aid of a flagman, subject to the Contractor providing all necessary signs, lights and barricades.

5. That in order to facilitate road, sewer and watermain construction on Elliot Ave., Donald A. Foley Ltd be authorized to close Elliot Ave from Division St to Day St to all traffic except local and

......./2

emergency vehicles from 7 am on May 10 to 7 pm on May 16, 1978 and that the Elliot Ave traffic detour via Day St., subject to the Contractor providing all necessary signs, lights and barricades. Truck traffic will not be allowed on Day St because it is too narrow and will have to detour via Montreal St and Railway St.

Respectfully submitted,

Chairman

Schedule A

Proposed 1978 General Rate Sidewalk Reconstruction Program

Street	Side	From	to	Width in ft Existing	Width in ft Proposed	Cost
King	N	21'W of CF of George	, westerly 185'	5	4.9	$ 3330.
Wellington	W	19.5'S of CF of Johnson	southerly 80.5'	8 5	8 5	2470
Union	S	Barrie	westerly 37'	5	4.9	650.
Barrie	W	Union	southerly 133.4'	6	4.9	2794.
Sydenham	W	West	northerly 55'	5	4.9	1235.
West	E	10'N of Sydenham	northerly 451'	5	4.9	8213.
Stuart	N	49.5'E of Lr Albert	easterly 274'	5	4.9	4437.
Johnson	S	University	Aberdeen	5	4.9	6192.
Pembroke	E	11.5'S of Union	southerly 499'	4.5	4.9	8097 .
Clergy	W	Queen	southerly 119.5'	7	7	3073.
Stuart	S	St. Lawrence	easterly 102.5'	5	4.9	1810.
Frontenac	W	5'S of N sidewalk curb of Jenkins	northerly 145'	5	4.9	2560.
Frontenac	W	13'S of CF of Jenkins	southerly 51'	5	4,9	900.
James	S	Bagot	easterly 146.5'	4.5	4.9	2585.
Earl	N	Barrie	easterly 256'	5	4.9	4516.
Park	S	Helen	easterly 242.5'	4	4.9	4812.
Helen	E	25'S of Park	southerly 65'	4	4.9	1146
William	S	25'W of Clergy	westerly 121.5'	5	4.9	2090
Clergy	W	Earl	William	5	4.9	3969.
Dundas	N	Napier	easterly 282'	4	4.9	5239.
Colborne	N	Chatham	westerly 112	4	4.9	2117.
Victoria	E	18.5 N of Brock	northerly 430'	4.5	4.9	7585.
Division	E	CF of Fraser	northerly 173'	4	4.9	3052.
Helen	W	380' S of CF of Park	southerly 249'	4	4.9	1392.
			Total			$87324
			MTC subsidy			9224
						$78.100

REPORT NO. 52

May 4, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the invoice from Brian Arnott Associates in the amount of \$875.00, being fees for the first instalment of Part II of the Grand Theatre Feasibility Study, be authorized for payment.

   (Note: The agreement with Brian Arnott Associates provides for the payment of each part in three equal instalments upon submission of an invoice at the first working day of that Part, the first working day of the middle week and upon the last working day of that Part or upon submission of the report for that Part. Part II will cost \$2,625.00 plus expenses).

2. That, as recommended by the Kingston Public Library Board, the accounts of Vern Napier's Cameras Limited in the amount of \$2,717.69 and \$586.30 respectively, for a total of \$3,303.99 be authorized for payment, it being noted that there is an allocation under Audio-Visual Equipment in the Capital Funding to cover these amounts.

3. That, as recommended by the City Treasurer, the tender of The Bank of Nova Scotia for the City's banking business for a period of three years effective July 1, 1978, be accepted, being the highest tender received, on the following conditions:

   a) Service Charges

   Bank service charges will not be charged to the City except for the service fee for cashing City of Kingston Debentures and tax collections paid at the bank.

   b) Borrowing

   Borrowing for current and/or capital purposes may be done on a daily basis by way of demand notes. These loans to be at the bank's minimum prime lending rate.

   (Note: The City does not guarantee that all short-term borrowing will be done through the City's bankers. These borrowings may be done on a competitive bid basis through investment dealers and banks. Delivery of treasury notes against payment is occasionally made at the main branch of the City's Bank.)

   c) Transfers

   Transfers may be made from one account to another on instructions from the City.

   d) Securities for Safekeeping

   The City will not be charged for securities held for safekeeping. Securities with coupons attached shall have the coupons clipped and disposed of in accordance with written instructions from the City signing officers.

3. (Cont'd)

Interest

Interest at 3% below the prevailing prime lending rate will be paid monthly on the average daily consolidated balance of all City Accounts, less the average balance required to be maintained to compensate the bank for account activity which shall be $100,000.00. Interest to be distributed among various accounts monthly.

The City agrees that should the account activities increase by more than twenty per cent (20%) in any one year, clause d) may be re-negotiated.

e) Statements

Statements and cancelled cheques to be provided weekly.

f) Ontario Municipal Board

The City's banker will provide letters to the Ontario Municipal Board indicating that the bank will provide temporary financing for capital projects, if required.

4. That, as recommended by the Grand Theatre Board, Mr. Brian Arnott, Brian Arnott Associates, be engaged to do the Operational Development Report being Part III of the feasibility Study of the Grand Theatre renovations at a cost of $4,150. excluding expenses, it being noted that approval of $9,000. for the complete study has been received from The Honourable Robert Welch, Minister of Culture and Recreation; and further that authorization be given to make interim payments with the final payment to be subject to the approval of Council when the report has been received.

(Note: A copy of the letter from The Honourable Robert Welch was distributed to all members of Council with the Finance Agenda.

The cost for Part III is $4,150. (three equal payments at $1,383.33 each.)).

5. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment:

Triple-A Manufacturing Company	$9,308.55
The Canvas Shop - Decorative Awning for Children's Department	.287.04
Waymarc Industries Limited - 3 outdoor garbage containers	194.81

6. That consent be granted to the assignment of the lease with Ian Barnard and Beverly Ann Barnard to Mr. Allan Miller and Mrs. Joan Miller, for Lot 3, Registered Plan 525, Pittsburgh Township, West of the Sewage Treatment Plant, for a period ending July 1st, 1979, at an annual rental of $400. with an option to extend the lease for a ten year period on terms to be negotiated prior to the expiration of the current lease on July 1st, 1979.

7. That a request be made to the Committee on Nuclear Issues In The Community to hold a public meeting in Kingston early in the Fall of 1978 to provide information about Nuclear Energy.

   (Note: This Committee has been organized and funded to hold public meetings across the country to provide information about Nuclear energy.)

8. That the Task Force for the Frontenac County Board of Education be notified that the City of Kingston will be submitting a brief.

9. That the City of Kingston Capital Budget for the years 1978 to 1982 be amended as follows:

   Delete

   Page 11 - General Projects - Youth Centres

New Concrete Floor Boards with improvements to drainage system	$115,000.
Ice Surfacing Machine and housing facility and improvements to the general facilities	35,000.

   Add

   Page 11 - General Projects - Wally Elmer Youth Centre

New Concrete Floor Boards with improvements to drainage system	$150,000.

10. That as recommended by the Public Works Committee, the following land be acquired for the improvement of Division Street from Armadale Place to Elliott Avenue:

    916 Division Street - 10 ft. wide by 75.5 ft. long
    912 Division Street - 10 ft. wide by 50 ft. long

    at a total cost of $2,543. which is based on a letter of opinion from William E. Webster, M.A.I., A.A.C.I., and includes a payment to the owners to cover the cost of removing four trees and purchase of trees to replace those removed, provision for this expenditure having been made in the construction by-law. In addition to the above costs there will be letter of opinion, survey and deed registration costs.

    (Note: Monies are included in the construction By-Law for the acquisition of the necessary land, the letter of opinion, survey and deed registration costs.)

11. That the account of Mills Office Suppliers Limited in the amount of $516. to renew service contract on the A.B. Dick Model 720 "Sorter", Serial #435897 (Collating Component of the City's Automatic printing press) for the period April 1, 1978 to March 31, 1979, be approved for payment.

    (Note: In 1977 the amount for this contract was $335.)

12. That the account of Humphries and Burgham Limited, Ontario Land Surveyors, in the amount of $850. for the expropriation survey and plan of Premises No. 220 and 222 Princess Street, be approved for payment.

13. That the City request the Province of Ontario to re-affirm its decision to relocate the O.H.I.P. offices in Kingston; and further that the Province be requested to notify the City on the progress with respect to that relocation.

14. That the following tenders for supply of automotive equipment for the Parks and Works Department, as follows, forming part of Tender No. 78-12 be accepted being the lowest tenders received:

PART A - to EDWARDS-FORD MERCURY SALES LTD.

2 Works Department Automotive Passenger Vehicles (2-door sedans, compact size)	$7,576.00	(net after trade)

PART B

to COLLINS CHEVROLET OLDSMOBILE LTD. (Works)

2	3 ton trucks	$18,506.00	(net after trade)
1	½ ton truck	4,546.36	"
1	van	5,331.50	"

to EDWARDS-FORD MERCURY SALES LTD. (Works)

3	5 ton trucks	$40,839.00	(net after trade)
1	1 ton truck	6,668.00	"
1	van	4,842.00	"

to COLLINS CHEVROLET OLDSMOBILE LTD. (Parks)

1	1 pick up truck	8,015.00	(net after trade)

plus sales tax in the amount of 4%

and

That the City Treasurer be authorized to pay for the vehicles upon receipt of notice of satisfactory delivery by the Department Heads.

(Note: A copy of the summary of Tender No. 78-12 has previously been distributed to the members of Council.

This includes the recommendation of the Public Works Department with regard to the Public Works Vehicles).

15. That the person acting as Director of Parks as at December 31st, 1977 (Group No. 14-10) be reclassified to Development Foreman (Group No. 12-8) with the salary to be red circled at the December 31st, 1977 rate with no salary increases until the salary is the same as the top of the range of Group 12-8.

16. That the following resolution of the Kingston Area Planning Board be endorsed:

> *"WHEREAS the present constitution of the Kingston Area Planning Board was established by the Minister on May 23, 1957 as follows:*
>
> *City of Kingston - seven members including the Mayor ex officio or his appointed substitute. Not more than three members shall be members of City Council;*
>
> *Township of Kingston - Two members;*
>
> *Township of Pittsburgh - Two members;*
>
> *One member from each Township may be a member of Township Council; and*
>
> *WHEREAS significant changes in population distribution and development trends have occurred within the planning area during the period 1958 and 1978 and it is the opinion of the Board that its constitution should be varied to reflect these changes;*
>
> *RESOLVED that the Councils of the constituent municipalities be requested to support a request to the Minister of Housing under Section 5 of The Planning Act to vary the constitution of the Kingston Area Planning Board so that municipal representation shall be as follows:*
>
> *City of Kingston - The head of the Council as a member ex officio and five members;*
>
> *Township of Kingston - The head of the Council as a member ex officio and two, members;*
>
> *Township of Pittsburgh - The head of the Council as a member and one member."*

17. That, as requested by the Public Works Committee, the following budget transfers be approved in order to provide funds for the following:

a) $3,000. to engage a firm of consulting engineers to investigate and report upon the safe operating capacity for the forcemain under the Great Cataraqui River, and

b) $2,000. to have one modified shaft made by the Worthington Pump Company for installation on a sewage pump at the River Street Pumping Station, as recommended by Gore and Storrie Limited, in order to increase the capacity of the pump without breaking the pump shaft.

	Increase	Decrease
PUBLIC WORKS DEPARTMENT		
Sanitary Sewer System		
- Maintenance of Class 1 Sewers	$3,000.	-
Sewage Pumping Stations		
- Maintenance of Equipment	2,000.	-
FINANCE		
Finance Contingencies	-	$5,000.

18. That, Council endorses in principle, that a brief be prepared by the Working Committee comprised of elected and staff members from interested cities in the Central and Eastern Ontario area to the Provincial Treasurer, The Honourable Darcy McKeough, to focus attention on the difficulties, in particular the costs and delays experienced, in attempting to arrive at a new form of government in an area or by annexation of surrounding lands to meet the growth needs of cities.

Respectfully Submitted,

(Chairman)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 4 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Law 5 Its Third Reading.

(C) That By-Laws 5 and 6 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For A Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 2 & 3, Report No. 47)

(FIRST & SECOND READINGS) (PROPOSED NO. 9244)
Clauses 2 & 3, Report No. 47, 1978.

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to The Provisions of The Highway Traffic Act". (Clause 4, Report No. 47).

(FIRST & SECOND READINGS) (PROPOSED NO. 9245)
Clause 4, Report No. 47, 1978.

(3) A By-Law to Authorize the Borrowing of $120,000.00 Upon Debentures Towards the Cost of Purchasing a New King De Luxe Fifty-Foot Telesqurt Pumper.

(FIRST & SECOND READINGS) (PROPOSED NO. 9246)
Clause 1, Report No. 48, 1978.

(4) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9247)
Clause 3, Report No. 51, 1978

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on May 8, 1978.

(THREE READINGS) (PROPOSED NO. 9248)
City Council Meeting No. 13

(6) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Revision of Certain Standards).

(THIRD READING) (PROPOSED NO. 9242)
Clause 2, Report No. 42, 1978

MOTIONS

CITY COUNCIL MEETING NO. 13

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday May 8, 1978, at 8:01 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That the Minutes of City Council Meeting No. 12, held April 24, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication No. 329.

To be Filed

(303) From the Social Planning Council of Kingston & District, expressing their thanks for the City's grant of $10,000.

(304) From the Canadian Olympic-training Regatta, Kingston Committee, expressing their gratitude to the City for its continued sponsorship and grant of $3,000.

(305) From Kingston's Home for Handicapped Inc., thanking the City for its grant of $10,000 towards the construction of an elevator at Tercentennial Lodge. They have finally secured funding for the project and hope to start construction within the next few weeks.

(306) From the Cataraqui Region Conservation Authority notifying that the Authority has recognized the newly defined flood line as surveyed by Dacon Corporation in the Cataraqui Golf Club Area.

(307) *METRIC NEWS* dated March 1978.

Ald. McArthur withdrew from the meeting at 8:10

To be Referred to the Community Services Committee

(308) From the City of Kitchener requesting endorsation of their following resolution:

> *"WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink bottle system, in that such a system:*
>
> *a) would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and*

COMMUNICATIONS (Cont'd)

To be Referred to the Community Services Committee (Cont'd)

(308) (Cont'd)

> b) *would be preferred, over a proprietary system, by the retailers of Ontario;*
>
> *IT IS HEREBY RESOLVED that this municipality shall ask the Province:*
>
> 1) *to develop, with all possible haste, standard refillable soft drink bottles; and*
>
> 2) *to encourage and promote, to the furthest extent, the use of such bottles in Ontario."*

Ald. McArthur returned to the meeting at 8:11

(309) From the City of Kitchener, requesting endorsation of their following resolution:

> *"That we express our concerns to the Province of Ontario relative to the quality of movies shown throughout the Province which contain undue exploitation of sex and violence and further encourage the Province to ensure that more stringent conditions are imposed by the Ontario Board of Censors".*

(310) From the Corporation of the City of Stratford, requesting endorsation of their following resolution:

> *"WHEREAS Environment Minister George McCauge has publicly stated that the refillable money-back bottle is acknowledged as the most environmentally accepted container for soft drinks;*
>
> *AND WHEREAS former Environment Minister George Kerr has stated publicly that throw-away containers represent a significant waste of raw materials and energy;*
>
> *AND WHEREAS it is common knowledge that throw-away bottles and cans DO waste raw materials (unless re-cycled), DO consume more energy than refillable containers, DO fill up sanitary land fill sites, DO cause litter, and DO encourage a wasteful life style, which society can no longer afford;*
>
> *AND WHEREAS the City of Stratford endorses a completely refillable system for the sale of soft drinks;*
>
> *NOW THEREFORE BE IT RESOLVED THAT the Province of Ontario be requested to ban the sale of soft drinks in any non-refillable container effective December 31st, 1978."*

To be Filed

(311) From Thorne Riddell & Co., enclosing two copies of the audit report and financial statements for the Public Utilities Commission of the City of Kingston for the year ended December 31, 1977 and notifying that these reports are being sent directly to the Ministry of Treasury, Economics and Intergovernmental Affairs to meet their requirements.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(312) Copy of Report of the Provincial-Local Government Committee on Property Tax Reform, dated April, 1978 together with a copy of the Presentation of the Report to the Premier and Members of the Cabinet by Douglas Frith on April 13, 1978.

(Note: Copy of Report distributed to members of Council).

(313) From the Association of Municipalities of Ontario, their publication *Labour Relations News*, Issue No. 78-3, dated April, 1978.

(Note: Copies have been distributed to members of Council)

(314) The Association of Municipalities of Ontario's News Bulletin, dated April, 1978.

(Note: Copies have been distributed to members of Council)

(315) Statement of Revenue and Expenditures for the month of March, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of March 1978	1977 to date
Operating Deficit:	$645,840	$124,455	$55,990	$137,465
Debentures:	27,690	6,922	2,307	9,050
Total Deficit:	$673,530	$131,377	$58,297	$146,515

To be Referred to the Public Works Committee

(316) From Mr. D.C. Tousignant, 744 Alfred Crescent, notifying that he believes the 1978 tax increase was not justified because of lack of service received in 1977 for sidewalk snow plowing or for snow removal and for sporadic garbage collection.

(Note: Copy distributed to each member of Council.)

To be Referred to the Transportation Committee

(317) From the Ministry of Housing, a memorandum relating to Land Use Policy Related to Aircraft Noise (Noise Exposure Forecast System), notifying that a new and more accurate system of measuring and projecting annoyance caused by aircraft noise has been adopted by the Ministry for use by municipalities in determining restrictions to be imposed on land uses around airports, and enclosing a pamphlet on this subject.

To be Filed

(318) From the Ministry of Treasury Economics and Intergovernmental Affairs, their Publication *Background*, Nos. 78/13, 78/14, 78/15, and 78/16.

(Note: Copies have been distributed to members of Council).

(319) From the Liquor Licence Board of Ontario, notifying that the Crock & Block Restaurant, Princess and Nelson Streets, may make application for a liquor licence in the near future.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(320) From the Ontario Municipal Board enclosing Copy of Decision dated May 2, 1978 In the Matter of an application by The Corporation of the City of Kingston for approval of its Restricted Area By-Law No. 9046 which was approved. (88 Unit, 9 Storey Apartment - W/S Sir John A. Macdonald Boulevard, south of Princess Street.)

To be Referred to the Housing Sub-Committee

(321) The Ministry of Housing's *NEWSLETTER* dated April 21, 1978.

To be Referred to the Finance & Accounts Committee

(322) An Invitation from the Association of Municipalities of Ontario to a Labour Relations Seminar on *"Sensible Bargaining"* to be held on September 14, 1978 at the Skyline Hotel in Toronto.

Which Has Been Referred to the City of Kingston Planning Board

(323) From the Ministry of the Environment enclosing a report and recommendations regarding the proposal to redevelop the Davis Tannery Site in the City of Kingston.

To be Filed

(324) Minutes of Meetings held by the N.I.P. Citizens Committee, Nos. 28, 29 and 30.

(Copies have been distributed to members of Council)

(325) From The Children's Aid Society enclosing a copy of their final budget which has been approved by the Ministry and their Board of Directors, and notifying that the City's share will be $164,446 which is $2,148. less than originally approved.

To be Referred to the Transportation Committee

(326) From the Public Utilities Commission enclosing a copy of a report and drawing with respect to Bus Stop and Bus Stop Shelter Relocation on Division Street at Elliot Avenue and requesting early approval.

(327) From the Public Utilities Commission submitting three alternatives for an evening Bus Service on Princess Street to Ontario Street which would be extended on a trial basis for three months, commencing at 6:30 each evening. This is subject to their obtaining approval for a bus stop in the Lower Princess Street area.

To be Referred to the Finance & Accounts Committee

(328) From the Township of Kingston notifying that in response to a resolution of the Kingston Area Planning Board concerning constitution of the Board, the Township of Kingston passed the following Resolution:

> *"That Council supports the recommendation of the Area Planning Board that a request be made to the Ministry of of Housing varying the consitution of the Area Board as follows:*
>
> *City of Kingston, Head of Council (ex-officio) and five members*

COMMUNICATIONS (Cont'd)

To be Referred to the Finance & Accounts Committee (Cont'd)

(328) (Cont'd)

Township of Kingston, Head of Council (ex-officio) and two members

Township of Pittsburg, Head of Council (ex-officio) and one member

In both the Townships cases, it is recommended that the Head of Council be allowed to appoint a representative to sit and act in his/her place."

To be Referred to the City of Kingston Planning Board

(329) Application for Zone Change from Homestead Land Holdings Ltd., for Part Lot 17, Concession 2, located at 1504 Princess Street, to be rezoned from B1 or B1 modified, to C2 Commercial to permit erection of a convenience store for existing housing owned by subsidiary company.

PETITIONS

REPORTS

Ald. Tarnowecky presented Report No. 47 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 47 of The Transportation Committee be received and adopted clause by clause.

REPORT NO. 47

To The Mayor and Aldermen April 26th, 1978

The Transportation Committee reports and recommends as follows:

1. THAT WHEREAS it was not possible to erect the temporary barricades until almost the end of August, 1977;

   AND WHEREAS this was at a time when the students were already returning to Kingston for the autumn term at Queen's University;

   AND WHEREAS added problems were experienced due to the heavy snow fall during the winter, when it was necessary to keep pedestrian and vehicular routes open and a great deal of snow was piled where the barricades had been established;

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

1. (Cont'd)

AND WHEREAS the University Sub-Committee on Grounds wish to undertake a thorough study of the street closure during a complete summer period, and a more effective assessment during what they hope will be a more normal winter season next year;

THEREFORE BE IT RESOLVED that no action be taken at this time to repeal By-Law No. 9034, "A By-Law to Stop up and Close a portion of Queen's Crescent between University Avenue and Albert Street."

NOTE: The Transportation Committee will undertake a further review of the street closure after May, 1979.

LOST 7:7

2. That a by-law be presented to Council to amend By-Law 495 (Meters), as follows:

ADD TO SCHEDULE 15 *(20¢ per hour/2 hour time limit)*

Johnson Street - North Side between Clergy Street and King Street

Wellington Street - East Side from Queen Street to Barrack Street

Wellington Street - West Side from 140 feet north of Queen Street to 45 feet south of Barrack Street

Bagot Street - East Side from Queen Street to Barrack Street

Bagot Street - West Side from 200 feet north of Queen Street, northerly 150 feet

Barrack Street - North Side from 96 feet west of King Street to 55 feet west of King Street

Barrack Street - North Side from 90 feet west of Wellington Street to 182 fee west of King Street

King Street - West Side from 50 feet north of Barrack Street to 50 feet south of Place d'Armes

Division Street - West Side from Union Street to Earl Street

Clergy Street - South Side from 60 feet east of Division Street easterly 127 feet

Clergy Street - South Side from Division Street to 127 feet east of University Avenue

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

2. (Cont'd)

ADD TO SCHEDULE 15

Lower Union Street - North Side from Bagot Street 170 feet easterly

Wellington Street - East Side between Barrack Street and Place d'Armes

ADD TO SCHEDULE 16 *(20¢ per hour/1 hour time limit)*

Alfred Street - East Side from 44 feet north of Princess Street northerly 93 feet

Montreal Street - West Side from 80 feet north of Queen Street northerly 125 feet

DELETE FROM SCHEDULE 1 *(5¢ per hour/1 hour time limit)*

Wellington Street - East Side from Queen Street to Barrack Street

Wellington Street - West Side from 140 feet north of Queen Street to 45 feet south of Barrack Street

Bagot Street - East Side from Queen Street to Barrack Street

Bagot Street - West Side from 305 feet south of Ordnance Street to 200 feet north of Queen Street

Barrack Street - North Side - from 96 feet west of King Street to 55 feet west of King Street

Barrack Street - North Side from 90 feet west of Wellington Street to 182 feet west of King Street

King Street - West Side from 50 feet north of Barrack Street to 50 feet south of Place d'Armes

Alfred Street - From 44 feet north of Princess Street northerly 93 feet

DELETE FROM SCHEDULE 2 *(10¢ per hour/2 hour time limit)*

Johnson Street - North Side from Bagot Street to Sydenham Street

Johnson Street - North side from Bagot Street to Wellington Street

Johnson Street - North Side from King Street to 60 feet east of Wellington Street

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

2. (Cont'd)

DELETE FROM SCHEDULE 2

Johnson Street - North Side from 125 feet west of Sydenham Street to Clergy Street

Division Street - West Side from Union Street to Earl Street

Clergy Street - South Side from 60 feet east o Division Street easterly 127 f

Clergy Street - South Side from Division Stree to 127 feet east of University Avenue

Lower Union Street - North Side from Bagot Street 170 feet easterly

DELETE FROM SCHEDULE 5 *(10¢ per hour/1 hour time limit)*

Montreal Street - West Side from 80 feet north o Queen Street northerly 125 feet

(See By-Law No. 9244)

CARRIED

3. That a by-law be presented to Council to amend By-Law 495 (Meters) as follows:

DELETE FROM SCHEDULE 4 *(5¢ for 12 minutes)*

Queen Street - North Side between Ontario Stre and King Street, from the east limit of the P.U.C. sub-station easterly a distance of 142 feet

Princess Street - South Side from 80 feet east of Barrie Street 70 feet easter

DELETE FROM SCHEDULE 16 *(20¢ per hour/1 hour time limit)*

Brock Street - North Side from 255 feet west of Montreal Street to 76 feet east of Clergy

ADD TO SCHEDULE 5 *(10¢ per hour/1 hour time limit)*

Montreal Street - East Side from 320 feet north of Queen Street northerly 214 feet

ADD TO SCHEDULE 16

Brock Street - North Side from 473 feet west o Montreal Street to 76 feet east of Clergy Street

(See By-Law No. 9244)

CARRIED

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), as follows:

DELETE FROM SECTION 19 *(No Parking Anytime)*

Brock Street
Ontario to King - South Side

Barrie Street
King to 110 ft. north of JOhnson northerly 80 feet - East Side

Division Street
Union to 50 ft. north of Union - East & West Sides

Okill Street
Barrie to King - North Side

Stuart Street
Barrie to Albert - South Side

Stuart Street
Barrie to George - South Side

Stuart Street
University to St. Lawrence - South Side

Stuart Street
University to the extension northerly of the east limit of Lower University - North Side

University Avenue
Union to Clergy - East Side

University Avenue
from 300 ft. south of Union southerly 110 ft. - East Side

University Avenue
from 550 ft. south of Union southerly 100 ft. - East Side

University Avenue
from 1,005 ft. south of Union southerly 30 ft. - East Side

Union Street
80 ft. east of Division to 50 ft. west of Division - North Side

Union Street
50 ft. east of Division to 50 ft. west of Division - South Side

ADD TO SECTION 19

Barrie Street
King to 110 ft. north of Johnson - East Side

Brock Street
Clergy to Sydenham - South Side

Report No. 47 - Transportation Committee (Cont'd)

4. (Cont'd)

ADD TO SECTION 19

Brock Street
from Montreal Street,
460 feet westerly - North Side

Brock Street
Montreal to Bagot - North Side

Brock Street
from 310 feet west of
Bagot Street westerly
380 feet - South Side

Division Street
Union Street to 50 feet
north of Union - West Side

Okill Street
Barrie to George - North Side

Stuart Street
Barrie to St. Lawrence - South Side

University Avenue
Union to 279 feet
north of Union - East Side

DELETE FROM SECTION 18 *(Various Parking Regulations)*

Albert Street Queen's Crescent to Union	West Side - Parking Prohibi from 10-11 a.m. and from 2- p.m.
Albert Street 30 feet north of Earl northerly 40 feet	East Side - Parallel Parkin 15 min. time limit
Brock Street 457 feet west of Bagot to 521 feet west of Bagot	South Side - Parallel Parki 1 hour time limit 8 a.m. to 6 p.m.
Brock Street 571 feet west of Bagot to 691 feet west of Bagot	South Side - Parallel Parki 1 hour time limit 8 a.m. to 6 p.m.
Clarence Street 41 feet east of Bagot to 144 feet west of Wellington	South Side - Angle Parking - 12 min. time limit 8 a.m. to 6 p.m.
Division Street Union to Earl	West Side - Parallel Parking 2 hour time limit
King Street 20 feet north of Clarence to 40 feet north of Clarence	East Side - Parallel Parking 12 minute time limit
King Street 40 feet north of Clarence to 20 feet south of Market	East Side - Parallel Parking 1 hour time limit 8 a.m. to 6 p.m.

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

4. continued...

DELETE FROM SECTION 18

King Street Johnson to William	West Side - 1 hour time limit - 8 a.m. to 6 p.m.
King Street William to Earl	East Side - 1 hour time limit - 8 a.m. to 6 p.m.
Princess Street from 145 feet west of Montreal to 145 feet east of Clergy	South Side - Parallel Parking - 1 hour time limit - 7 a.m. to 6 p.m.
Queen Street from 172 feet west of Ontario westerly	North Side - Parallel Parking - 1 hour time limit - 8 a.m. to 6 p.m.
Union Street University to Alfred	North Side - Parallel Parking - 2 hour time limit
William Street King to 70 feet east of Bagot	North Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.

ADD TO SECTION 18

Albert Street from 200 feet north of Queen's Crescent to Union	West Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Clarence Street 41 feet east of Bagot to 154 feet west of Wellington	South Side - Angle Parking - 12 minute time limit - 8 a.m. to 6 p.m.
Division Street from 60 feet north of Clergy to Earl	West Side - Parallel Parking - 15 min. time limit 8 a.m. to 8 p.m.
Division Street 50 feet north of Union to Clergy	West Side - Parallel Parking - 2 hour time limit
King Street Johnson to 30 feet north of William	West Side - 1 hour time limit - 8 a.m. to 6 p.m.
King Street Collingwood to St. Lawrence	North Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Maitland Street King to 182 feet south of King	East Side - Parking Prohibited from 10-11 a.m. and from 2-3 p.m.
Queen Street from 172 feet west of Ontario to King	North Side - Parallel Parking - 1 hour time limit 8 a.m. to 6 p.m.
Union Street University to 80 feet east of Alfred	North Side - Parallel Parking - 2 hour time limit

REPORTS (Cont'd)

Report No. 47 - Transportation Committee (Cont'd)

4. (Cont'd)

ADD TO SECTION 18

William Street King to 98 feet east of Bagot	North Side - Parking Prohi from 10-11 a.m. and from 2 Monday to Friday inclusive

(See By-Law No. 9245)

CARRIED

5. That the action of the Committee permitting the Kingston Equality for the Disabled to bag the parking meters on the south side of Clergy Street, between Division Street and University Avenue on Saturday, April 29th, 1978, for an Activity Day at the University Centre of Queen's University, be ratified and confirmed.

CARRIED

6. That notwithstanding the provisions of By-Law 10 (Streets), permission be granted to the Kingston Portuguese Canadian Community to hold a candle-light procession on May 20th, 1978 between the hours of 8:30 p.m. and 9:45 p.m. to celebrate the Feast of Our Lady Fatima.

NOTE: The procession will begin at St. Mary's Cathedral, travel along Johnson Street to Clergy Street, along Clergy to Ordnance Street, around Sydenham, Balaclava and Alma to Barrie Street, along Barrie Street to Johnson Street and back to St. Mary's Cathedral.

CARRIED

7. That notwithstanding the provisions of By-Law 10 (Streets), permission be granted to the Kingston Symphony Association to erect a banner on Princess Street at Montreal Street during the week of May 15th to 20th, 1978, advertising Kingston Symphony Week.

CARRIED

Respectfully Submitted,

(Signed) Y. Tarnowecky (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

REPORTS (Cont'd)

Ald. Gerretsen presented Report No. 48 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 48 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 48

April 27, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That:

a) A By-Law be presented to Council to authorize the borrowing of $120,000.00 upon debentures towards the cost of purchasing a new King De Luxe fifty-foot Telesqurt Pumper, provision for which has been made in the 1978 Capital Budget;

b) Notwithstanding the provisions of By-Law No. 1 and since quotations have been received, subject to the approval of the Debenture By-Law by the Ontario Municipal Board, the quotation of King Seagrave Limited, for the supply of a new King Deluxe fifty-foot Telesqurt Pumper, at a total cost of $120,000.00 be accepted, being the lowest quotation received.

(Note: The following quotations were received:

1. Pierreville Truck Company, Quebec:

$160,000 - chassis not in stock; delivery date approximately 1 year after receipt of order.

2. Thibeault Company, Quebec:

$129,000 - 50 foot not available; can only supply 75 foot pumper; delivery date approximately 1 year, after receipt of chassis.

3. King Seagrave, Woodstock, Ontario:

$120,000 - 50 foot pumper available, chassis in stock; delivery date late summer or early fall, 1978.

NB - Federal and provincial sales taxes not applicable to purchase of firefighting equipment.)

(See By-Law No. 9246) CARRIED

REPORTS (Cont'd)

Report No. 48 - Community Services Committee (Cont'd)

2. That Council does hereby authorize the repayment of excess subsidy for the Work Activity Project to the Province of Ontario, in the amount of $7,818.82.

(Note: This figure is arrived at as a result of the Provincial audit of the Project, and consists of a repayment of subsidy on costs which were not, in fact, eligible for such subsidy).

CARRIED 12:2
(Ald. Hawkins, Ald. Tarnowecky Opposed)

3. That the maximum weekly payment for Day Care services provided at the Oakwood Day Care Centre and the Depot School Day Care Centre be increased from $35.00 per week to $45.00 per week, effective September 1, 1978, and that this maximum weekly rate be subject to annual review.

CARRIED 13:1
(Ald. Breen Opposed)

4. WHEREAS, under the new Family Law Reform Act, it is necessary for the City of Kingston, through its Social Services Department, to sign applications in connection with "*Applications for Support*"; and

WHEREAS it is also necessary for the City of Kingston, through its Social Services Department, to sign applications for enforcement of support orders;

THEREFORE BE IT RESOLVED that authority is hereby delegated to the Social Services Administrator and the Assistant Administrator of Social Services to sign applications for support and applications for enforcement of support orders for and on behalf of the Corporation of the City of Kingston.

CARRIED

Respectfully submitted.,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Neil McArthur

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 49 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 1 by adding after the words "Armstrong Subdivision", the words "at the expense of the developer".

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 49 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 49

May 2, 1978.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS a conceptual plan of proposed residential development in Kingston Township, north of Bath Road, west of the Little Cataraqui Creek, to be undertaken by Frontenac Leaseholds Ltd. and Splinter Construction Limited, has been forwarded to Planning Board for comments; and

WHEREAS approximately 4 acres of this proposed development lies within the boundaries of the City of Kingston and immediately adjacent to the Little Cataraqui Creek; and

WHEREAS the Administrator of Traffic and Streets has recommended that a traffic light be installed at the intersection of Bath Road and the north-south road leading to the Armstrong Subdivision, as required by the development;

THEREFORE BE IT RESOLVED that the Township of Kingston be requested to impose a condition on the development proposed by Frontenac Leaseholds Ltd. and Splinter Construction Limited north of Bath Road and west of the Little Cataraqui Creek that traffic lights be installed at the intersection of Bath Road and the north-south road leading to the Armstrong Subdivision, at the expense of the developer, at a time to be mutually agreed upon by the City of Kingston and the Township of Kingston.

CARRIED AS AMENDED

2. WHEREAS By-Law No. 9197, "A By-Law to Amend the Zoning For a 0.5 Acre Parcel of Land Located on the Southwest Corner of Macdonnell Street and South Bartlett Street from A (One and Two Family) Residential to C1 (Neighbourhood) Commercial", was passed by Council on March 13, 1978; and

WHEREAS notification of the amending By-Law No. 9197 has been sent to affected property owners; and

REPORTS (Cont'd)

Report No. 49 - Planning Board (Cont'd)

2. (Cont'd)

WHEREAS three (3) letters objecting to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9197, passed on March 13, 1978 (Clause 2(b) Report No. 20, 1978), be reaffirmed.

CARRIED

3. WHEREAS notification has been received from the Canadian National Railway that it wishes to remove the old station on Montreal Street from its list of designated stations; and

WHEREAS it is understood that the station is designated as a National Historic Site; and

WHEREAS it is understood that the station will not be physically removed from its present location;

THEREFORE BE IT RESOLVED that the Canadian National Railway be informed that Council has no objection to the removal of the old station on Montreal Street from the Canadian National Railway list of designated stations.

CARRIED

4. WHEREAS a Development Control Agreement was entered into by 350549 Ontario Limited and the City of Kingston on September 26, 1977, for construction of an office building on the corner of Brock and Clarence Streets; and

WHEREAS it was a condition of such Agreement that construction of the entire building be commenced within twelve months of the date of approval of the Agreement; and

WHEREAS the owner has requested that the Development Control Agreement be amended to permit construction in phases, commencing with the ground floor, which would be developed as a restaurant; and

WHEREAS, in the opinion of Planning Board, such a phased development is not desirable on this site;

THEREFORE BE IT RESOLVED that the Development Agreement between 350549 Ontario Limited and the City of Kingston, dated September 26, 1977, be NOT amended.

REFERRED BACK TO PLANNING BOARD

(See Following Motion of Referral)

REPORTS (Cont'd)

Report No. 49 - Planning Board (Cont'd)

4. (Cont'd)

Moved by Ald. Clements,
Seconded by Ald. Breen,

That Clause 4, Report No. 49 be Referred Back to the City of Kingston Planning Board.

CARRIED 12:2
(Mayor Keyes, Ald. Mackenzie Opposed)

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Grant Timmins

* * *

Ald. Gorham presented Report No. 50 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 50 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No.50

April 27, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be charged for the Council Chamber, Memorial Hall and Committee Rooms - the United Way of Kingston and District be permitted to use the Council Chamber at no charge on Wednesday evening, May 10, 1978 to hold their Annual General Meeting and a small room for a meeting of the Board of Directors immediately following the Annual Meeting with the understanding that they will relinquish the use of the Council Chamber if it is required by the City and will be provided with other accommodation elsewhere in the City Hall.

CARRIED

REPORTS (Cont'd)

Report No. 50 - Parks and Recreation (Cont'd)

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be charged for the Council Chamber, Memorial Hall and Committee Rooms - the Cataraqui, Frontenac and St. Lawrence Wards Ratepayers' Association be permitted to use Memorial Hall at no charge on Friday evening, June 2, 1978 to hold a public meeting concerning Group Homes with the understanding that they will relinquish the use of the Hall if it is required by the City.

CARRIED

3. That the rent for space occupied at the J.K.Tett Creativity Centre by Kingston's Home for the Handicapped, Inc., be increased by 25% from $150.00 to $187.50 per month for the next five year term of their lease commencing June 1, 1978.

CARRIED

Respectfully submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Breen presented Report No. 51 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 51 of the Public Works Committee be received and adopted clause by clause.

Report No.51

May 1, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

REPORTS (Cont'd)

Report No. 51 - Public Works (Cont'd)

1. That the account of Edwards Ford-Mercury Sales Ltd., in the amount of $1125.47, for supply of repair parts for Ford trucks #300 and #355, be paid.

CARRIED

2. That since it was necessary to take the transmission of Ford Loader Backhoe #220 apart in order to give a quotation for repairs and since this was done by the original supplier, W.J.Allinson Limited, their quotation, in the amount of $1700.00, be accepted.

CARRIED

3. That a by-law be passed to authorize the reconstruction of the concrete sidewalks on the streets listed on the attached Schedule at total estimated cost of $87,324.00 less anticipated M.T.C. subsidy of $9224.00, as a charge to the general tax rate, provision for this expenditure having been made in the 1978 Capital Budget.

CARRIED

4. That in order to facilitate road, sewer and watermain construction on Division St., Donald A. Foley Ltd be authorized to close the south bound traffic lane on Division St from Counter St to Elliot Ave to all traffic except local and emergency vehicles from 7 am on May 11 to 7 pm on May 29, 1978, and that the south bound traffic detour via Counter St., Old Sir John A Macdonald Blvd and Elliot Ave., and that the Kingston Transit busses be allowed to travel both ways with the aid of a flagman, subject to the Contractor providing all necessary signs, lights and barricades.

CARRIED 13:1
(Ald. Webb Opposed)

5. That in order to facilitate road, sewer and watermain construction on Elliot Ave., Donald A. Foley Ltd be authorized to close Elliot Ave from Division St to Day St to all traffic except local and

REPORTS (Cont'd)

Report No. 51 - Public Works (Cont'd)

5. (Cont'd)

emergency vehicles from 7 am on May 10 to 7 pm on May 16, 1978 and that the Elliot Ave traffic detour via Day St., subject to the Contractor providing all necessary signs, lights and barricades. Truck traffic will not be allowed on Day St because it is too narrow and will have to detour via Montreal St and Railway St.

CARRIED

Respectfully submitted,

(Signed) B. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Proposed 1978 General Rate Sidewalk Reconstruction Program

Street	Side	From	to	Width in ft Existing	Width in ft Proposed	Cost
King	N	21'W of CF of George	, westerly 185'	5	4.9	$ 3330.
Wellington	W	19.5'S of CF of Johnson	southerly 80.5'	8 5	8 5	2470
Union	S	Barrie	westerly 37'	5	4.9	650.
Barrie	W	Union	southerly 133.4'	6	4.9	2794.
Sydenham	W	West	northerly 55'	5	4.9	1235.
West	E	10'N of Sydenham	northerly 451'	5	4.9	8243.
Stuart	N	49.5'E of Lr Albert	easterly 274'	5	4.9	4437.
Johnson	S	University	Aberdeen	5	4.9	6192.
Pembroke	E	11.5'S of Union	southerly 499'	4.5	4.9	8097.
Clergy	W	Queen	southerly 119.5'	7	7	3073.
Stuart	S	St. Lawrence	easterly 102.5'	5	4.9	1810.
Frontenac	W	5'S of N sidewalk curb of Jenkins	northerly 145'	5	4.9	2560.
Frontenac	W	13'S of CF of Jenkins	southerly 51'	5	4,9	900.
James	S	Bagot	easterly 146.5'	4.5	4.9	2585.
Earl	N	Barrie	easterly 256'	5	4.9	4516.
Park	S	Helen	easterly 242.5'	4	4.9	4842.
Helen	E	25'S of Park	southerly 65'	4	4.9	1146
William	S	25'W of Clergy	westerly 121.5'	5	4.9	2090
Clergy	W	Earl	William	5	4.9	3969.
Dundas	N	Napier	easterly 282'	4	4.9	5239.
Colborne	N	Chatham	westerly 112'	4	4.9	2117.
Victoria	E	18.5 N of Brock	northerly 430'	4.5	4.9	7585.
Division	E	CF of Fraser	northerly 173'	4	4.9	3052.
Helen	W	380' S of CF of Park	southerly 249'	4	4.9	4392.
			Total			$87324
			MTC subsidy			9224
						$78 100

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 52 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clause 19 which had been distributed.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 52 of the Finance and Accounts Committee be received and adopted clause by clause:

REPORT NO. 52

May 4, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That the invoice from Brian Arnott Associates in the amount of $875.00, being fees for the first instalment of Part II of the Grand Theatre Feasibility Study, be authorized for payment.

   (Note: The agreement with Brian Arnott Associates provides for the payment of each part in three equal instalments upon submission of an invoice at the first working day of that Part, the first working day of the middle week and upon the last working day of that Part or upon submission of the report for that Part. Part II will cost $2,625.00 plus expenses).

   CARRIED 13:1
   (Ald. Webb Opposed)

2. That, as recommended by the Kingston Public Library Board, the accounts of Vern Napier's Cameras Limited in the amount of $2,717.69 and $586.30 respectively, for a total of $3,303.99 be authorized for payment, it being noted that there is an allocation under Audio-Visual Equipment in the Capital Funding to cover these amounts.

   CARRIED

3. That, as recommended by the City Treasurer, the tender of The Bank of Nova Scotia for the City's banking business for a period of three years effective July 1, 1978, be accepted, being the highest tender received, on the following conditions:

   a) Service Charges

   Bank service charges will not be charged to the City except for the service fee for cashing City of Kingston Debentures and tax collections paid at the bank.

   b) Borrowing

   Borrowing for current and/or capital purposes may be done on a daily basis by way of demand notes. These loans to be at the bank's minimum prime lending rate.

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

3. (Cont'd)

(Note: *The City does not guarantee that all short-term borrowing will be done through the City's bankers. These borrowings may be done on a competitive bid basis through investment dealers and banks. Delivery of treasury notes against payment is occasionally made at the main branch of the City's Bank.)*

c) Transfers

Transfers may be made from one account to another on instructions from the City.

d) Securities for Safekeeping

The City will not be charged for securities held for safekeeping. Securities with coupons attached shall have the coupons clipped and disposed of in accordance with written instructions from the City signing officers.

Interest

Interest at 3% below the prevailing prime lending rate will be paid monthly on the average daily consolidated balance of all City Accounts, less the average balance required to be maintained to compensate the bank for account activity which shall be $100,000.00. Interest to be distributed among various accounts monthly.

The City agrees that should the account activities increase by more than twenty per cent (20%) in any one year, clause d) may be re-negotiated.

e) Statements

Statements and cancelled cheques to be provided weekly.

f) Ontario Municipal Board

The City's banker will provide letters to the Ontario Municipal Board indicating that the bank will provide temporary financing for capital projects, if required.

CARRIED

4. That, as recommended by the Grand Theatre Board, Mr. Brian Arnott, Brian Arnott Associates, be engaged to do the Operational Development Report being Part III of the feasibility Study of the Grand Theatre renovations at a cost of $4,150. excluding expenses, it being noted that approval of $9,000. for the complete study has been received from The Honourable Robert Welch, Minister of Culture and Recreation; and further that authorization be given to make interim payments with the final payment to be subject to the approval of Council when the report has been received.

(Note: *A copy of the letter from The Honourable Robert Welch was distributed to all members of Council with the Finance Agenda.*

The cost for Part III is $4,150. (three equal payments at $1,383.33 each.)).

CARRIED

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

5. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment:

Triple-A Manufacturing Company	$9,308.55
The Canvas Shop - Decorative Awning for Children's Department	287.04
Waymarc Industries Limited - 3 outdoor garbage containers	194.81

CARRIED

Ald. Gerretsen declared a conflict of interest in Clause 6, as he is solicitor for Mr. & Mrs. Allan Miller.

6. That consent be granted to the assignment of the lease with Ian Barnard and Beverly Ann Barnard to Mr. Allan Miller and Mrs. Joan Miller, for Lot 3, Registered Plan 525, Pittsburgh Township, West of the Sewage Treatment Plant, for a period ending June 30th, 1979, at an annual rental of $400. with an option to extend the lease for a ten year period on terms to be negotiated prior to the expiration of the current lease on June 30th, 1980.

CARRIED

7. That a request be made to the Committee on Nuclear Issues In The Community to hold a public meeting in Kingston early in the Fall of 1978 to provide information about Nuclear Energy.

(Note: *This Committee has been organized and funded to hold public meetings across the country to provide information about Nuclear energy.)*

CARRIED

8. That the Task Force for the Frontenac County Board of Education be notified that the City of Kingston will be submitting a brief and that Ald. French be appointed as the City's Representative.

CARRIED

9. That the City of Kingston Capital Budget for the years 1978 to 1982 be amended as follows:

Delete

Page 11 - General Projects - Youth Centres

New Concrete Floor Boards with improvements to drainage system	$115,000.
Ice Surfacing Machine and housing facility and improvements to the general facilities	35,000.

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

9. (Cont'd)

Add

Page 11 - General Projects - Wally Elmer Youth Centre

New Concrete Floor, Boards with improvements to drainage system $150,000.

LOST 7:7
(See following Motions)

Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the City of Kingston Capital Budget for the years 1978-1982 be amended to delete:

Page 11 - 1978 General Projects - Youth Centres

New Concrete Floor Boards, with Improvements to Drainage System $115,000.

Ice Surfacing Machine and Housing Facility and improvements to the general facilities 35,000.

and substitute therefor:

Page 11 - 1978 General Projects - Wally Elmer Youth Centre

New Concrete Floor, Boards with Improvements to Drainage System $115,000.

(See following Motion of Amendment)

Moved by Ald. Hawkins,
Seconded by Ald. Timmins,

That the motion of Ald. Gerretsen and Ald. Breen be amended to add to the City of Kingston Capital Budget for the years 1978-1982 the following:

Page 11 - 1978 General Projects - Cook Youth Centre

Ice Surfacing Machine and Housing Facility and improvements to the general facility $ 35,000.

CARRIED 10:4
(See Recorded Vote)

Ald. Breen requested a recorded vote on the Motion of Ald. Hawkins and Ald. Timmins which was as follows:

YEAS: Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

NAYS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Mackenzie (4)

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

9. (Cont'd)

The Motion of Ald. Gerretsen and Ald. Breen, as amended, was then considered as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Breen,

That the City of Kingston Capital Budget for the years 1978-1982 be amended to delete:

Page 11 - 1978 General Projects - Youth Centres

New Concrete Floor, Boards with improvements to the Drainage System	$115,000.
Ice Surfacing Machine and Housing Facility and Improvements to General Facilities	35,000.

and substitute therefor:

Page 11 - 1978 General Projects - Wally Elmer Youth Centre

New Concrete Floor, Boards with Improvements to the Drainage System	$115,000.

Page 11 - 1978 General Projects - Cook Youth Centre

Ice Surfacing Machine and Housing Facility and Improvements to the general facility	$ 35,000.

CARRIED 11:3
(See Recorded Vote)

Ald. Timmins requested a recorded vote on the motion of Ald. Gerretsen and Ald. Breen, as amended, which was as follows:

YEAS: Mayor Keyes, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Webb (11)

NAYS: Ald. Allmark, Ald. Breen, Ald. Tarnowecky

10. That as recommended by the Public Works Committee, the following land be acquired for the improvement of Division Street from Armadale Place to Elliott Avenue:

916 Division Street - 10 ft. wide by 75.5 ft. long
912 Division Street - 10 ft. wide by 50 ft. long

at a total cost of $2,543. which is based on a letter of opinion from William E. Webster, M.A.I., A.A.C.I., and includes a payment to the owners to cover the cost of removing four trees and purchase of trees to replace those removed, provision for this expenditure having been made in the construction by-law. In addition to the above costs there will be letter of opinion, survey and deed registration costs.

(Note: Monies are included in the construction By-Law for the acquisition of the necessary land, the letter of opinion, survey and deed registration costs.)

CARRIED

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

11. That the account of Mills Office Suppliers Limited in the amount of $516. to renew service contract on the A.B. Dick Model 720 "Sorter", Serial #435897 (Collating Component of the City's Automatic printing press) for the period April 1, 1978 to March 31, 1979, be approved for payment.

(Note: In 1977 the amount for this contract was $335.)

CARRIED

12. That the account of Humphries and Burgham Limited, Ontario Land Surveyors, in the amount of $850. for the expropriation survey and plan of Premises No. 220 and 222 Princess Street, be approved for payment.

CARRIED

13. That the City request the Province of Ontario to re-affirm its decision to relocate the O.H.I.P. offices in Kingston; and further, that the Province be requested to notify the City on the progress with respect to that relocation.

CARRIED 8:6
(Ald. Timmins Opposed)
(See following Motions to Amend and Table which were Lost)

Moved by Ald. Breen,
Seconded by Ald. Webb,

That Clause 13, Report No. 52, be amended to read as follows:

That the City request the Province of Ontario to notify the City on the progress with respect to the relocation of the O.H.I.P. offices in Kingston.

LOST 3:11

Moved by Ald. Webb,
Seconded by Ald. Breen,

That Clause 13, Report No. 52, along with the motion of Ald. Breen and Ald. Webb be tabled.

LOST 3:11

14. That the following tenders for supply of automotive equipment for the Parks and Works Department, as follows, forming part of Tender No. 78-12 be accepted being the lowest tenders received:

PART A - to EDWARDS-FORD MERCURY SALES LTD.

2 Works Department Automotive
Passenger Vehicles
(2-door sedans, compact size) $7,560.00 (net after trade)

With the consent of Council, it was agreed that Part A of Clause 14, be dealt with under Motions.

(See Motion No. 2)

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

14. (Cont'd)

PART B

to COLLINS CHEVROLET OLDSMOBILE LTD. (Works)

2	3 ton trucks	$18,506.00	(net after trade)
1	½ ton truck	4,546.36	"
1	van	5,331.50	"

to EDWARDS-FORD MERCURY SALES LTD. (Works)

3	5 ton trucks	$40,839.00	(net after trade)
1	1 ton truck	6,668.00	"
1	van	4,842.00	"

to COLLINS CHEVROLET OLDSMOBILE LTD. (Parks)

1	1 pick up truck	8,015.00	(net after trade)

plus sales tax in the amount of 4%

and

That the City Treasurer be authorized to pay for the vehicles upon receipt of notice of satisfactory delivery by the Department Heads.

(Note: A copy of the summary of Tender No. 78-12 has previously been distributed to the members of Council.

This includes the recommendation of the Public Works Department with regard to the Public Works Vehicles).

(Part B Was Carried)

15. That the person acting as Director of Parks as at December 31st, 1977 (Group No. 14-10) be reclassified to Development Foreman, (Group No. 12-8) with the salary to be red circled at the December 31st, 1977 rate with no salary increases until the salary is the same as the top of the range of Group 12-8.

CARRIED 12:2
(Ald. Hawkins, Ald. Timmins Opposed)

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

16. That the following resolution of the Kingston Area Planning Board be endorsed:

"WHEREAS the present constitution of the Kingston Area Planning Board was established by the Minister on May 23, 1957 as follows:

City of Kingston - seven members including the Mayor ex officio or his appointed substitute. Not more than three members shall be members of City Council;

Township of Kingston - Two members;

Township of Pittsburgh - Two members;

One member from each Township may be a member of Township Council; and

WHEREAS significant changes in population distribution and development trends have occurred within the planning area during the period 1958 and 1978 and it is the opinion of the Board that its constitution should be varied to reflect these changes;

RESOLVED that the Councils of the constituent municipalities be requested to support a request to the Minister of Housing under Section 5 of The Planning Act to vary the constitution of the Kingston Area Planning Board so that municipal representation shall be as follows:

City of Kingston - The head of the Council as a member ex officio and five members;

Township of Kingston - The head of the Council as a member ex officio and two members;

Township of Pittsburgh - The head of the Council as a member and one member."

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Clause 16, Report No. 52 be amended so that the composition of the Kingston Area Board shall be as follows:

"City of Kingston - The Head of the Council as a member ex officio, or his appointed substitute and five members;

Township of Kingston - The Head of the Council as a member ex officio, or his appointed substitute and two members;

Township of Pittsburgh - The Head of the Council as a member ex officio, or his appointed substitute and one member."

CARRIED

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

17. That, as requested by the Public Works Committee, the following budget transfers be approved in order to provide funds for the following:

a) $3,000. to engage a firm of consulting engineers to investigate and report upon the safe operating capacity for the forcemain under the Great Cataraqui River, and

b) $2,000. to have one modified shaft made by the Worthington Pump Company for installation on a sewage pump at the River Street Pumping Station, as recommended by Gore and Storrie Limited, in order to increase the capacity of the pump without breaking the pump shaft.

	Increase	Decrease
PUBLIC WORKS DEPARTMENT		
Sanitary Sewer System		
- Maintenance of Class 1 Sewers	$3,000.	-
Sewage Pumping Stations		
- Maintenance of Equipment	2,000.	-
FINANCE		
Finance Contingencies	-	$5,000.

CARRIED

18. That, Council endorses in principle, that a brief be prepared by the Working Committee comprised of elected and staff members from interested cities in the Central and Eastern Ontario area to the Provincial Treasurer, The Honourable Darcy McKeough, to focus attention on the difficulties, in particular the costs and delays experienced, in attempting to arrive at a new form of government in an area or by annexation of surrounding lands to meet the growth needs of cities.

CARRIED

19. WHEREAS the amount of $21,946.58 was inadvertently included in the Planning and Housing 1978 budget for a tax write-off for the Downtown Kingston Senior Citizen Apartments Limited at 179 Queen Street;

AND WHEREAS the City of Kingston has no agreement with the Downtown Kingston Senior Citizens Apartment Limited for a tax write-off;

THEREFORE BE IT RESOLVED that the following budget transfer be approved:

	Decrease	Increase
SOCIAL & FAMILY SERVICES		
Assistance to the Aged Elderly Citizens Tax Write-Offs	$21,946.58	-
FINANCE CONTINGENCIES	-	$21,946.58

CARRIED

REPORTS (Cont'd)

Report No. 52 - Finance & Accounts (Cont'd)

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B. Breen
J. P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Mackenzie reminded the members of Council of the Public Meeting to be held by the City of Kingston Planning Board on Tuesday, May 9th, 1978, at 7:30 p.m. in the Memorial Hall, City Hall. She invited all the members of Council to attend. There appeared to be some confusion in that this is only a public meeting for the Paron Construction Limited development and that does not include Marina City.

Mayor Keyes reminded the members of Council of the noon meeting of the Finance Committee on Friday, May 12th. This meeting is being held to meet with Mr. J. Keenleyside and the owners of properties on Counter Street, which he represents. He asked that the members of Council notify his secretary if they were able to attend.

Mayor Keyes said that the Committee established to review the role of the office of the Clerk-Comptroller had been meeting since its appointment. He said that he would like to compliment the committee on the manner in which the accumulation of facts is being carried out. Over the weekend he had received the first Minutes of this Committee and he would prefer that these minutes be considered as confidential documents during the working time of the Committee so that members of the City Hall staff can give their input without having to worry about it being exploited in the press. The Committee is working in an open manner and the City Hall people need to know that they can be open about their input without the concern that it may be seen in the press. It is open to the press when the Committee gets down to writing the report and making a recommendation to Council. He would like the Committee to consider this. Just as the press was given the confidentiality of Council to sit in on and participate at budget meetings for background information, perhaps these minutes could be given to the press on this basis. He asked the Committee to discuss this.

Ald. Webb said that he believed the Country of Canada is getting like European countries in which they are lottery crazy. Some churches have availed themselves of this and he believed that it had been their philosophy for years that there be no gambling. They are taking advantage of this to get Wintario funds. One congregation believes that as soon as they get their hands on the money that it becomes pure and holy. Some of these lotteries have a noble person behind them and he said that he was thinking of The Honourable Robert Welch, Minister of Culture and Recreation. This lottery had one specific purpose, and that was to subsidize the health needs of the Province. Wintario was to be used for recreation and culture. The point he was making was that these funds were specifically set aside for the subsidization of the health needs of the province. It is to cut O.H.I.P. and hospital costs which it is not doing. They should keep costs in mind that people can bear. One of the most horrible stories that he had heard and which was well covered in the press was about Sunnybrook Hospital which is no longer run by the Department of Veterans Affairs but by the Provincial Government. People who have fought in the wars are accommodated at this hospital. There are people still in there from the first world war. There are people who have spent 30 years in Sunnybrook Hospital bathed in oil. For the suffering and wounding these people have gone through, they can never be repaid. The Administrator at this hospital had his budget cut and

UNFINISHED BUSINESS (Cont'd)

in order to save the hospital $12,000, it was his decision that the patients would no longer be given a hot breakfast. This would be eliminated completely and it would be replaced by crackers and cheese or muffins. This has every Legion in the country up in arms. Kingston is a military centre, i.e. 21st Regiment, R.C.H.A. and no doubt at the present time there are citizens of this city who lived here and fought for this community in Sunnybrook Hospital. This is the one and only hospital that deals entirely with vets. This should be protested by the City in the strongest terms possible. If the hospital is going to economize then it should not be done by starving people who took up arms for the community. Metro Toronto and the City of Toronto have discussed this. The appropriate committee could bring in a clause that we can support and forward not only to the Minister of Health but The Honourable Robert Welch and especially to the administrator of the Sunnybrook Hospital. He did not believe that any democratic community in the world would ever inflict this kind of thing on the people accommodated there. There is an obligation on the part of Council to protest this horror.

Mayor Keyes said that the matter would be referred to the Community Services Committee.

Ald. Matthews said that he had read about this matter and had heard about it over the open line show. The articles are not true. These people have eggs and bacon every morning and not muffins. He had spoken to the Executive Assistant at Sunnybrook Hospital who told him they have eggs and bacon every morning. He had heard that eggs are not good for you but this is a matter of debate. There will be no difference in the food. There is still the same nutritional value in the meals. They will be given a continental breakfast.

Ald. McArthur said that some items in the news media bother him. The Kingston Whig-Standard had carried an article about Mr. Cliff Pilkey, Ontario Federation of Labour who had addressed a recent meeting and had stated that organized labour supported the N.D.P. Party and would work hard to get this party elected wherever they could. He did not believe that this was true as he belonged to one of the largest unions and he did not think it was their plan toback this party. Mr. Pilkey had no right to make this statement. He hoped that the labour people in this City and in other places in Ontario do not believe this statement.

Ald. McArthur said that he had come to the conclusion that every time you talk about the By-Law Officers in this City there is a different job description for each one. Ald. Tarnowecky's Committee should take a look at these job descriptions and make By-Law Enforcement Officers look after complete by-law enforcement procedures. This would include dog control and parking of cars of boulevards.

Ald. McArthur said that he had been thinking about the Youth Centres., i.e. Wally Elmer, Cooks and the Harold Harvey. Everyone said that the users should be paying for the cost of operation. He said that he has two sons, one plays hockey and both play ball. Outside teams are coming to the City this weekend and he had noticed that employees of the Parks Department are fixing up the ball dimonds. Who is paying for this? If outside teams are using the facilities they should pay. He said that there would be a complete youth program. A complete overall program with the arenas open every night of the week and used all the time. The arenas should not just be used for hockey and everyone should pay for the complete program.

Ald. Webb said that with regard to the Sunnybrook Hospital, he had not picked up his information from the open line show, although he had listened to that particular program and had received many calls. The original story came over the National, he believed on April 28th. Someone then telephoned the open line about it. He had got more information from the Toronto Daily Star. He said that if he had been the Administrator who had made the decision about the breakfasts he would be making some denials too. A continental breakfast is cheese and crackers or muffins. He believed that his protest is a reasonable one and had not expected to be criticized over the news media.

BY-LAWS

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 4 be given their first and second readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Law 5 its third reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 5 and 6 be given their third reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide For A Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clauses 2 & 3, Report No. 47)

(FIRST & SECOND READINGS) (PROPOSED NO. 9244)
Clauses 2 & 3, Report No. 47, 1978.

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to The Provisions of The Highway Traffic Act". (Clause 4, Report No. 47).

(FIRST & SECOND READINGS) (PROPOSED NO. 9245)
Clause 4, Report No. 47, 1978.

(3) A By-Law to Authorize the Borrowing of $120,000.00 Upon Debentures Towards the Cost of Purchasing a New King De Luxe Fifty-Foot Telesqurt Pumper.

(FIRST & SECOND READINGS) (PROPOSED NO. 9246)
Clause 1, Report No. 48, 1978.

(4) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9247)
Clause 3, Report No. 51, 1978

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on May 8, 1978.

(THREE READINGS) (PROPOSED NO. 9248)
City Council Meeting No. 13

(6) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Revision of Certain Standards).

(THIRD READING) (PROPOSED NO. 9242)
Clause 2, Report No. 42, 1978

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That a Sub-Committee of the Parks and Recreation Committee meet with a Sub-Committee of the Kingston Community Memorial Centre Board to review the ice rental fee structure for the 1978-1979 season.

REFERRED TO THE KINGSTON COMMUNITY MEMORIAL CENTRE BOARD AND THE PARKS & RECREATION COMMITTEE

(2) Moved by Ald. Breen,
Seconded by Ald. McArthur,

That the tender designated in Part A of Clause 14, Report No. 52 of the Finance and Accounts Committee to Edwards Ford Mercury Sales Limited, be approved subject to subsequent Public Works Committee approval.

LOST 6:8

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the objection of the City of Kingston be expressed to the management of Sunnybrook Hospital over the proposed depriving of the patients of the hospital of hot breakfasts and the replacement with continental breakfasts.

REFERRED TO THE COMMUNITY SERVICES COMMITTEE

(4) Moved by Ald. McArthur,
Seconded by Ald. Tarnowecky,

That Council do now adjourn.

CARRIED

Council Adjoured at 10.50 p.m.

(L.S.)

(Signed) *T.J. McKibbin* (Signed) *Ken Keyes*
Clerk-Comptroller Mayor

Local Govt

CITY COUNCIL MEETING NO. 14

The Regular Meeting of City Council will be held on Tuesday, May 23, 1978 in the Council Chamber at City Hall at 8 p.m.

TABLING OF DOCUMENTS

Copies of financial statements for the following for the year ended December 31, 1977.

1. Kingston Public Library Board.
2. Rideaucrest Home for the Aged.
3. City of Kingston.

(Copies have been distributed to all members of Council).

MINUTES

That the Minutes of City Council Meeting No. 13, held May 8, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(330) From the Ministry of Transportation and Communications, advising that an advance payment of subsidy in the amount of $345,900. has been made to the City of Kingston, being 30% of the City's normal subsidy allocation, rounded to the nearest $50.

(331) From the Industrial Relations Centre, Queen's University, a publication entitled *Report of Activities 1977.*

(332) From Flora MacDonald, M.P., Kingston and The Islands, acknowledging receipt of the City's endorsation of the Town of Penetanguishene's resolution respecting Navigable Waters Protection Act exemptions.

(333) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND No. 78/17.*

(Copies have been distributed to all members of Council).

(334) From the Frontenac County Board of Education expressing their appreciation to the City of Kingston in agreeing to submit a brief regard to the Frontenac County Board of Education Planning Task Force.

Which Has Been Referred to the Transportation Committee

(335) Order No. 1978-A-213 from the Air Transport Committee of the Canadian Transport Commission in the matter of the operation of a commercial air service by Otonabee Airways Limited stating that Whereas by Decision No. 4978 dated October 18, 1976, the Licensee was authorized to operate a Class 2 Regular Specific Point commercial air service serving the points Kingston and Peterborough, Ontario, and Montreal, Quebec, using aircraft

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Transportation Committee (Cont'd)

(335) (Cont'd)

in Groups A, B and C, and Licence would issue upon compliance by the applicant with the filing, financial and other requirements of the Committee as applicable; and that despite numerous letters and telephone calls by Committee staff to the Licensee in regard to Otonabee Airways Limited meeting the financial requirements of the Committee, no satisfactory response has been received.

"IT IS ORDERED THAT:

Otonabee Airways Limited is hereby required to show cause within a period of thirty days of the date of this Order why Decision No. 4978 dated October 18, 1976 should not be rescinded, pursuant to the Committee's power under Section 63 of the National Transportation Act to review, rescind, change, alter or vary any order or decision made by it."

Which Has Been Referred to the Transportation Committee and the Finance and Accounts Committee

(336) From Mrs. Elizabeth Young, R.R. #1, Gore Road, Kingston, with respect to a proposed Wheel-a-Thon for Handicapped Persons on June 3, 1978.

To be Referred to the Finance and Accounts Committee and the City of Kingston Planning Board

(337) From the Ministry of Housing with respect to the Proposed Amendment to the Official Plan for the City of Kingston Planning Area - the Davis Tannery Property, requesting that the City notify them how the amendment should now be dealt with in light of the information received to date. They set out three alternatives:

1. the amendment could be referred to the OMB immediately, to assure a reasonably early hearing;
2. we could await conclusion of the discussions with the Ministry of Natural Resources, the local Conservation Authority, the Ministry of the Environment and the Ministry of Health. A final position of these agencies may be some time in the making, or
3. Council could rescind the proposed amendment.

To be Referred to the City of Kingston Planning Board and the Housing Sub-Committee

(338) From the Kingston Housing Authority with respect to the Municipal Housing Statement which their Board of Directors has reviewed and asking for an early opportunity to review this report with either Council as a whole, or its Committee on Housing.

COMMUNICATIONS (Cont'd)

To be Filed

(339) From the Ministry of Correctional Services, their publication *Correctional Update*, for March/April, 1978.

(340) From the Ministry of Housing, acknowledging receipt of the City of Kingston's endorsement of the Municipal Liaison Committee's resolution concerning the appropriate standards under Residential Rehabilitation Assistance Program.

Which Has Been Referred to the Commissioner of Parks and Recreation

(341) Letters from Mr. Jim Smith, requesting that an inspection be made of the amusement rides at Lake Ontario Park to ensure that they are in a safe condition.

(Note: Inspection has been made, see enclosed report from Inspector.)

Which Has Been Referred to the Traffic and Streets Administrator

(342) From the Ministry of Consumer and Commercial Relations, notification of a Hearing on July 5, 1978 concerning the southerly boundary of Lot 837 on the East Side of Albert Street.

To be Referred to the Community Services Committee

(343) From the Mechanical Contractors Association respecting amendments to City By-Laws concerning Plumbing Contractors Licensing. The Association wish to have some changes made to the existing By-Laws and have set out changes which would aid in the enforcement of the By-Laws, act as a deterrent to the increasing number of Contractors who do not conform to the By-Laws, and help to ensure that those who put themselves before the public as Plumbing Contractors are in fact qualified, carry out the work in accordance with the law and can be held responsible for their work.

To be Filed

(344) From the Ontario Sewer & Watermain Contractors Association enclosing their 1978 Industry Handbook.

(Copies have been distributed to members of the Public Works Committee, the Commissioner of Works and the Sewer Enquiry Staff.)

(345) From the Ministry of Housing, notifying that July 1, 1978, is the date after which only metric units will be used in all new planning documents such as subdivisions, new official plans and new zoning by-laws.

(346) From the Bureau of Municipal Research, their publication entitled *In Review* dated April, 1978.

(Copies have been distributed to members of Council).

(347) From Mr. C.D. Baldwin, Deputy Secretary-Treasurer, enclosing an extract from the Committee of Adjustment Minutes advising Council that the decisions in connection with Mr. J.B. Sampson's appeal on the Conditions imposed by the Committee of Adjustment with respect to development of land at Division Street and Weller Avenue were made in good faith and should stand.

page 3...

COMMUNICATIONS (Cont'd)

To be Filed

[illegible] From the Minister of [illegible], [illegible] [illegible] 1979.

[illegible] From the [illegible] of [illegible], [illegible] of the City of [illegible] [illegible].

[illegible] that these be referred to the [illegible]

[illegible] Letter from [illegible] [illegible].

Note: [illegible]

[illegible] referred to the [illegible]

[illegible] From the [illegible] of [illegible] and [illegible], [illegible] July [illegible], 1979 [illegible].

[illegible] Committee

[illegible] From the [illegible] [illegible].

To be Filed

[illegible] From the [illegible] [illegible].

[illegible] From the [illegible], [illegible] July 1, 1979, [illegible].

[illegible] From the [illegible], [illegible] 1979.

(Copies [illegible] Council.)

[illegible] From Mr. [illegible] [illegible].

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(348) Minutes of the N.I.P. Area Citizens Committee Meeting No. 31, held on May 1, 1978.

(Note: Copies have been distributed to members of Council.)

(349) From the Ministry of Labour advising that Mr. F.D. Kean has been appointed as Conciliation Officer to confer with the City's negotiating Committee and C.U.P.E. Local 141's negotiating Committee to endeavour to effect a collective agreement between them.

The meeting will commence at 9 a.m. on Monday, June 12, 1978, at City Hall.

(350) From the Ministry of Housing approving the City's application of February 13 for a Federal contribution of $1,316,000 and a Provincial contribution of $658,000, towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Program Area.

(351) From The Honorable Pierre Trudeau as follows:

"Thank you for your May 1 message.

Bell Canada has applied for telephone rate increases based on its assessment of its revenue and investment needs. The Canadian Radio-Television and Telecommunications Commission, the federal agency that regulates Bell's rates, is holding public hearings on the application, and interested individuals and groups have an opportunity to present their views. After detailed scrutiny of Bell's request and consideration of the various representations, the Commission will make a decision, which should reflect the spirit of the anti-inflation program. It would be inappropriate for the government to intervene in the process at this time."

(352) From the Ministry of Community and Social Services, their publication entitled *Children's Services* (Special Edition), dated May, 1978.

Which Has Been Referred to the Finance and Accounts Committee

(353) From the Ontario Municipal Board, with respect to the proposed Regional Shopping Centre notifying that before scheduling this application the Board wishes to have an unequivocal resolution by the City of Kingston stating that it is applying for a rehearing pursuant to the order-in-council and that the Board would also have to know the City's position with respect to the City's position regarding the annexation portion that may affect this decision.

To be Referred to the Transportation Committee

(354) From the Homecoming Committee, Alma Mater Society, Queen's University, notifying that Queen's Homecoming will be held the weekend of October 13, 14 and 15, 1978 and requesting permission to hold their annual parade on Saturday, October 14 at 12 Noon.

Page 4...

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(355) From Mrs. Kathleen Makepeace objecting to the proposed waterfront development.

Which Has Been Referred to the City of Kingston Planning Board

(356) From the Cataraqui Region Conservation Authority enclosing fill permit applications for the Golf Course, Ski Hill and Waterfront Park, requesting comments of Council prior to June 15.

To be Filed

(357) Minutes of the Executive of the Cataraqui Region Conservation Authority, meeting held on May 10, 1978.

(358) From Flora MacDonald, M.P., Kingston and the Islands, acknowledging receipt of copy of the City's letter to Canadian National regarding the old station building on Montreal Street and stating that she has noted the City's wishes in this regard.

To be Referred to the Finance and Accounts Committee

(359) Convention Information Sheet from the Association of Municipalities of Ontario on their Annual Conference to be held Sunday to Wednesday, August 20 to 23, at the Royal York Hotel, Toronto.

To be Referred to the Parks and Recreation Committee

(360) From the Ministry of Natural Resources, enclosing Canada/Ontario flood and erosion prone area maps and a users' guide with regard to Great Lakes Flooding and Erosion.

PETITIONS

REPORTS

REPORT NO. 53

To The Mayor and Aldermen May 10th, 1978

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-Law 10, permission be granted to Frontenac Secondary School to erect a banner across Princess Street, and hang two banners from lamp standards located on Sir John A. Macdonald Boulevard, to advertise the Ontario Federation of School Athletic Association Track and Field Championships Track Meet, to be held on June 2nd and 3rd, 1978.

Respectfully Submitted,

Chairman

REPORT NO. 54

May 11, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS on April 24, 1978, Council approved an increase in the Residential Care Per Diem Rate at Rideaucrest Home For The Aged to $19.00; and

WHEREAS it is deemed desirable that this increase be made effective as soon as possible;

NOW THEREFORE BE IT RESOLVED a Residential Care Per Diem Rate at Rideaucrest Home For The Aged of $19.00 be made effective as of May 1, 1978.

2. That the following resolution forwarded by the County of Lambton, be endorsed:

"WHEREAS the existing legislation authorizing forty-five dollars comfort allowance to residents in Homes for the Aged and Charitable Institutions appears to provide sufficient monthly spending monies for the said Residents. Indeed in many cases when the Residents receiving the said allowance are confined to bed care, wheel chairs, or in the special care sections of the said Homes, they are unable to spend the said allowance, the comfort monies are thus accumulating in comfort accounts and as interest is being apportioned, these accounts are escalating and in many cases the families of Residents are abusing or attempting to abuse the proper usage of these funds; and

WHEREAS Residents residing in the said Homes who qualify for Extended Care are being substantially subsidized in Homes where the daily rate exceeds $23.00 per day. And those Residents on Residential Care who are part pay, are also substantially subsidized. The said subsidy being provided by the tax payer in the case of Municipal Homes, and in the case of the Charitable Institution, by the philanthropic dollar, and all of these said dollars are becoming harder and harder to obtain, due to inflationary trends; and

WHEREAS existing legislation and policy states that the Ontario Property Tax Rebate to Senior Citizens, who reside in Homes for the Aged or Charitable Institutions, must be credited to the individual's comfort account or given directly to the Resident concerned; and

WHEREAS in many cases the said Property Tax Rebate ends up in the hands of the Resident's families or relatives, especially in cases where the Resident involved has some difficulty in rationalizing and sometimes, reacts under pressure from families and friends; and

WHEREAS Property Tax Rebates to the elderly are in themselves designed to alleviate some of the municipal tax burden for some of the services not used by the elderly who reside in their own or rented accommodation;

2. (Cont'd)

WHEREAS those elderly citizens who are admitted to Charitable or Municipal Homes are by their admittance relieved of Municipal taxation;

THEREFORE BE IT RESOLVED that existing legislation or policy be amended, to provide that Property Tax Rebates may be used for arrears of maintenance or that they may be used in a manner that will reduce the ever increasing amounts of subsidy required for the individual Resident's care.

(Note: Council has recently approved provisions whereby the City is able to maintain a charge on the estate of a deceased Resident of Rideaucrest Home for any arrears in maintenance which may be owing to the municipality.)

3. That no action be taken on the following resolution submitted by the City of Woodstock:

"WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time; and

WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;

THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40.00 per day after a period of seven days."

4. WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time; and

WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;

THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40.00 per day; and

BE IT FURTHER RESOLVED that a copy of the resolution be forwarded to the Association of Municipalities of Ontario for consideration, and to other municipalities, for their support.

(Note: While the Committee agreed with the intent of the City of Woodstock's resolution, it did not feel additional payment should be withheld until a trial has been in process for seven days.)

5. That the following resolution of the City of Kitchener be NOT endorsed:

"WHEREAS City Council at its meeting held October 11, 1977 passed the following resolution, namely:

'That we express our concerns to the Province of Ontario relative to the quality of movies shown throughout the Province which contain undue exploitation of sex and violence and further encourage the Province to ensure that more stringent conditions are imposed by the Ontario Board of Censors'

and;

WHEREAS to properly express the great concern voiced by the large number of citizens before City Council together with those who have contacted the Mayor and Aldermen of the City of Kitchener since this matter has come under our scrutiny;

THEREFORE BE IT RESOLVED that we reaffirm our October 11, 1977 resolution and forward to the Province all other correspondence, petitions, etc., which we have received."

6. That no action be taken on the following resolution submitted by the City of Stratford:

"WHEREAS Environment Minister George McCague has publicly stated that the refillable money-back bottle is acknowledged as the most environmentally accepted container for soft drinks; and

WHEREAS former Environment Minister George Kerr has stated publicly that throw-away containers represent a significant waste of raw materials and energy; and

WHEREAS it is common knowledge that throw-away bottles and cans DO waste raw materials (unless recycled), DO consumer more energy than refillable containers, DO fill up sanitary land fill sites, DO cause litter, and DO encourage a wasteful life style, which society can no longer afford; and

WHEREAS the City of Stratford endorses a completely refillable system for the sale of soft drinks;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to ban the sale of soft drinks in any non-refillable container effective December 31st, 1978."

7. That the following resolution, submitted by the City of Kitchener, be endorsed:

"WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink bottle system, in that such a system:

7. (Cont'd)

a) *would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and*

b) *would be preferred, over a proprietary system, by the retailers of Ontario;*

It is hereby resolved that this municipality shall ask the Province:

1) *to develop, with all possible haste, standard refillable soft drink bottles;*

and

2) *to encourage and promote, to the furthest extent, the use of such bottles in Ontario."*

8. That By-Law No. 8597, 'Property Standards By-Law' be amended as follows:

Add as new section:

"Yard, Industrial and Commercial

5.29 All yards and compounds shall be maintained in a properly graded and levelled condition compatible to its intended use.

5.30 All yards and compounds shall be maintained in a safe, clean condition free of rubbish and debris or any unused, discarded or inoperative equipment.

5.31 a) The warehousing of any stored material or operative equipment in the yards or compounds shall be neat and orderly so as not to create a fire or accident hazard or an unsightly condition, and shall provide clean and easy access for emergency vehicles.

b) Where conditions are such that a neat and orderly fashion is achieved but is still offensive to view, the offensive area shall be properly enclosed on all sides by solid wall or a painted board or metal fence not less than six feet high. All walls and fences shall be maintained in good repair."

(Note: This section was inadvertently omitted when the remainder of the Property Standards revisions went back to Council a second time)

Respectfully submitted,

CHAIRMAN

REPORT NO. 55

May 16, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Paron Construction Limited, for a multi-use development with office, commercial, hotel and residential space on the waterfront between Clarence and Johnson Streets:

Plan #1 - Site Plan - April 17, 1978

Plan #2 - Level Two - April 17, 1978

Plan #3 - Level One - April 17, 1978

Plan #4 - Unit Plans - April 17, 1978

Plan #5 - Office Building - April 17, 1978

Plan #6 - Elevations- N&S - April 17, 1978

Plan #7 - Elevations - April 17, 1978

be approved in principle only, subject to the following conditions:

a) *plans to be submitted containing all of the information necessary to allow each member of the Technical Planning Committee to give adequate consideration to the matters which come under his purview, said information to include the following:*

(i) *details of the exterior appearance of the buildings including materials and architectural treatment;*

(ii) *details of the interior layout of the parking structures including the proposed means of vehicular access to the hotel;*

(iii) *final plans shall be architecturally prepared as stipulated in the Ontario Building Code;*

(iv) *pedestrian exits from lower level parking areas shall be supplied in accordance with the Ontario Building Code;*

(v) *means of pedestrian access between the hotel and lower parking areas shall be detailed;*

(vi) *location and design of all exterior lighting and signs shall be subject to City approval;*

(vii) *all parking areas shall be ventilated in an acceptable manner;*

(viii) *means of protection from high water for the lowest parking level shall be detailed, it being noted that plans show this level to be only 0.5ft. ± above the recorded high lake level;*

(ix) *that in preparation of final plans for*

1. (Cont'd)

a) (cont'd)

(ix) (Cont'd)

the development, the comments of members of the Technical Planning Committee attached hereto as Schedule 'A' shall be taken into account.

b) that pedestrian public access routes shall be guaranteed in perpetuity around the periphery of the site as shown on Plans 1, 2 and 3.

c) that when agreement on the final nature of approved plans has been reached, the owner shall enter into the City's standard development control agreement under Section 35(a) of The Planning Act.

2. That no action be taken on the following plans, submitted by Royal Canadian Legion Villa, in accordance with Development Control procedure, for a 140 unit multiple family residence for senior citizens at the north west corner of Bath Road and Sir John A. Macdonald Boulevard:

Plan A-1, Site Plan - March, 1978

Plan A-8, North Elevation - March, 1978

Plan A-9, East Elevation - March, 1978

Plan A-10, South Elevation - March, 1978

Plan A-11, West Elevation - March, 1978

on which it was proposed that the owner enter into a Development Control agreement, subject to the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that the design and location of all exterior lighting shall be subject to City approval;

c) that all parking areas and vehicular access routes shall be paved;

d) that garbage pick-up service will not be made by the City unless arrangements satisfactory to the City can be arrived at;

e) plans for proposed site grading and proposed services shall be submitted for approval of the Commissioner of Works prior to issuance of a building permit;

f) the access road to Elmwood Street, including boulevards, shall be constructed to the satisfaction of the City, at the owner's expense;

2. (Cont'd)

g) *that access be provided for fire apparatus along the north side of the east wing of the building, to the satisfaction of the Fire Chief;*

h) *that water service to the north side of the building shall be 10" 0 to supply a private fire hydrant, with the service and fire protection cost to be borne by the owner;*

i) *the supply of electricity shall be underground from the existing overhead line on Bath Road in accordance with standard Public Utilities Commission requirements;*

j) *that a chain and bollard type barrier be placed across the vehicular entrance to Bath Road to prevent exit and entry to all but emergency vehicles and that this entry way shall be kept clear at all times as an emergency lane;*

k) *that a landscaping plan, which shall be subject to City approval shall be implemented within one year of the issuance of the building permit.*

l) *that a 10' widening be deeded to the City along the entire property frontage on Bath Road and Sir John A. Macdonald Boulevard and that deeds for the widening be filed with the City Solicitor prior to issuance of the building permit.*

Respectfully submitted

CHAIRMAN

Schedule 'A' - Planning Board
Report No. 55, May 16, 1978

CORPORATION OF THE
CITY OF KINGSTON

ICE OF THE FIRE CHIEF

BROCK STREET FIRE STATION
KINGSTON. ONTARIO

May 11, 1978.

Mr. R.W. Morris,
Deputy Planning Officer,
Technical Planning Committee,
City of Kingston,
City Hall.

Re: DC #71-78
Paron Construction Ltd.

Dear Sir:

Having reviewed the available plans for the above subject, we submit the following comments for your consideration.

We would request a fire route 20' in width from the Ontario St. entrance to the property through the landscaped and/or pedestrian walk area to the west end of the proposed motel. This fire route must be capable of carrying fire apparatus and be available for emergency fire department use at all times.

It is our understanding the classification of these buildings under the 1977 Building Code will require sprinkler systems.

The existing agreement sets out conditions for water supply, fire hydrant locations, etc.

Yours truly,

K.A. Cowdy,
Fire Chief.

KAC/db

PLANNING
MAY 12 1978
DEPARTMENT

Mr. R.W. Morris,
Deputy Planning Officer.

CORPORATION OF THE CITY OF KINGSTON

	DEPT. OF ORIGINATOR	DATE	
Linseman	Traffic & Streets	May 9th, 1978	

D.C. APPLICATION NO. 71-78
PARON CONSTRUCTION LTD.

RE: Property bounded by Johnson, Ontario & Clarence Streets.

The parking layout plans that you delivered yesterday are unsuitable to make detailed comments, as the plans lack dimensions, arrows indicating circulation and details of access.

In general, access from Clarence Street and JOhnson Street is acceptable, subject to approval of the design.

I am very concerned about the insufficient amount of parking spaces being provided for a complex of this size. This complex should have a parking facility capable of handling at least 480 cars, whereas only 333 parking spaces are being provided. In an interview with the representative of the developer, it was indicated that additional parking space may be provided if the hotel is deleted from the complex. However, these recent plans still indicate that the hotel is planned for the site. If the hotel was deleted, additional parking spaces could be easily added. If the motor hotel is constructed, a separate access to the hotel is unclear on the existing plans.

K.G. Linseman, P.Eng., M.Sc.,
Administrator.

KGL:jrl

	SIGNATURE	DEPARTMENT	DATE OF REPLY

51 - E1

RETAIN PART 2 REPLIER: RETURN LAST PART ▶ USE STANDARD No. 9 OR 10 WINDOW ENVELOPE.

5873

[illegible]

[illegible] Planning Office

[illegible] APPLICATION NO. [illegible]

[illegible]

U.C.
ydro utility
INGSTON

PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON
PHONE 546-1181

ELECTRIC, GAS, WATER AND TRANSIT SERVICES

P.ENG., GENERAL MANAGER
A., SECRETARY-TREASURER

COUNTER STREET
AT LAPPAN'S LANE
P.O. BOX 790
KINGSTON, ONTARIO
K7L 4X7

DELIVERED BY HAND

File No. 95-1

May 9th, 1978.

Corporation of the City of Kingston,
Technical Planning Committee,
City Hall,
Ontario Street,
KINGSTON, Ontario. K7L 2Z3

ATTENTION: Mr. R.W. Morris,
Deputy Planning Officer.

Dear Sir:

RE: DEVELOPMENT CONTROL APPLICATION NO. 71-78.

In reply to your memorandum of April 20th, 1978, we wish to make the following comments. We understand from your Mr. G. Muirhead that the proposed development between Clarence Street and Johnson Street, east of Ontario Street is to be considered as completely separate from any development which might occur between Johnson Street and Gore Street. In this circumstance a separate development agreement will be required with the Commission as the third party.

The existing water distribution system on Ontario Street is not adequate to provide fire protection for the proposed development, the closest point of supply which is capable of giving this protection is at Gore Street and Ontario Street. There is a 16" watermain at Clarence Street and Ontario Street but this also cannot provide sufficient fire flow. To solve this problem, it will be necessary to extend the 16" watermain at Gore Street northwards on Ontario Street and connect with the 16" watermain at Clarence Street. The developer will be required to pay for the equivalent cost of a 12" watermain plus the cost of fire hydrants and the Commission will assume the cost of the oversizing from 12" to 16".

The alternative to this course would be for the developer to assume his share of the cost of an immediate watermain extension on Ontario Street from Clarence Street to Johnson Street in conjunction with the signing of an agreement between the Commission and the owners of the water-front property between Johnson Street and Gore Street providing for the installation of the connecting main on similar terms when the latter development occurs.

However it must be pointed out that this course will give only limited fire protection to the initial development until the Johnson - Gore Street main is installed.

It should be understood that no provision for any of the above work is included in the Water Department capital budget for 1978. Service laterals to individual structures in the complex and all private fire mains and hydrants will be at the developer's cost. The services and fire protection design will be in accordance with the Commission's specifications and will be subject to the approval of the Commission's Engineering Department and the Fire Chief.

The estimated electrical load for the project is in the order of 2,000 kilowatts. The Commission policy for the supply of a load of this magnitude is provision of 44 KV to the developer's own transformer. The supply would be loop feed at the corner of Ontario Street and Johnson Street . The developer would be responsible for all cabling and transformation costs beyond the property line and for the provision of primary loop feed switching.

Yours truly,

J.K. Fee, P. Eng.,
General Manager.

WJF:LC

Report No. 56

May 15, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of a 26 ft. wide asphalt pavement with curbs, gutters, boulevards and turning circle on Algonquin Terrace from Champlain Avenue southerly to the end of the street under the provisions of Section 7 of The Local Improvement Act -

Estimated cost	$29,525.63
Owners' share	9,450.12
Corporation's share	10,037.76
Anticipated MTC subsidy	10,037.75
Debenture amount	19,487.88

2. That two ½ ton pick-up trucks be purchased for use by the Superintendent of Works and the Superintendent of Sewage Disposal System rather than two compact automobiles as trucks have a multi purpose use.

Respectfully submitted,

Chairman

Report No.57

May 11, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the following admission fees to roller skating sessions at the Youth Centres -

Existing	Proposed
50¢ for persons under age of 12	75¢ for persons under age of 12
75¢ for person of the age of 12 and over	$1.25 for persons of the age of 12 and over
-	$2.00 for mixed couple

(Admission fee includes skates)

2. That the following accounts be paid -

Allan Fyfe Equipment Ltd - $1756.62 - repairs to the Asplundh Line Lift (tree trimming bucket truck)

Plant Products Co Ltd - $1380.00 - supply of chemicals used in the treatment of dutch elm disease

3. That the tenders for the supply of 15,000 s.y., more or less, of nursery sod be accepted in part, as set out hereunder -

To Belhaven Turf Farms at price of $.495 per s.y.
To Manderley Turf Farms at price of $.5016 per s.y.

4. That tenders for the supply of earth fill, clean earth fill and top soil be accepted in part as set out hereunder -

Earth Fill	Tenderer	Cost
2000 cy	K.Mulrooney Trucking Ltd	$1.74 c.y.
	W.J.McKendry & Sons Ltd	1.75 c.y.

Note - Alternate supply sources should offset delivery delays.

........./2

Clean Earth Fill	Tenderer	Cost
12,000 c.y.	W.J.McKendry & Sons Ltd	$1.85 c.y.
Top Soil 3000 c.y.	Joyceville Sand and Gravel Ltd	$3.25 c.y.

5. That the offer of the Ontario Winter Games Management Committee to provide the City with $15,000.00 to construct a 300 meter speed skating track for the Winter Games which will be used as a multi purpose track during the non winter months, be accepted with appreciation.

6. That the following resolution of the Town of Goderich be not endorsed -

"That whereas the Town of Goderich recognizes that the Municipal Grant Reform Committee's recommendations include the elimination of a number of direct and conditional grants, among them those under The Parks Assistance Act;

Whereas it might be advisable to incorporate a number of conditional grants into a revamped system of unconditional grants, the Corporation of the Town of Goderich takes the stand that the Parks Assistance Act should not be one of these eliminated since the Town of Goderich is of the opinion that the proposed discontinuation of grants under The Parks Assistance Act would discourage many municipalities from acquiring, preserving and developing public open space. Such an act would be particularly detrimental to smaller municipalities.

Now Therefore let it be resolved that the Provincial Government give consideration to the above concern.".

Note The Parks and Recreation Committee believes that there are too many Acts and the Provincial Government should be requested to condense them into an expanded version of The Community Centres Act or Wintario and the Committee will be preparing a resolution in this regard for presentation to Council for approval and circulation to other Ontario Municipalities for endorsation.

Respectfully submitted,

Chairman

REPORT NO. 58

To the Mayor and Aldermen: May 17, 1978

The Finance and Accounts Committee reports and recommends as follows:

1. That List of Accounts No. 3, dated March 1978, in the amount of $5,854,047.44, for expenditures incurred under proper authorization, be approved.

   (Note: Copy of List of Accounts distributed to each member of Council on April 7, 1978).

2. That List of Accounts No. 4, dated April 1978, in the amount of $3,935,840.37, for expenditures incurred under proper authorization, be approved.

   (Note: Copy of List of Accounts distributed to each member of Council with the Agenda.)

3. That the Council of the Corporation of the City of Kingston hereby consents to the sale of water by the Public Utilities Commission to the Township of Pittsburgh and the execution of an agreement with the Township of Pittsburgh and the Public Utilities Commission for the supply of water to the Township of Pittsburgh, said agreement to contain the following provisions:

   a) Supply and sell water to the Township for a period of 5 years from the first day of January, 1978 for resale to customers resident within the Water area of the Township of Pittsburgh and Department of National Defence.

   b) Point of delivery to be the meter chamber located at the east end of the 16" watermain under the Great Cataraqui River. The meter shall be provided and maintained by the Commission.

   c) The Township agrees that all customers in the said water area of the Township, including the Department of National Defence, shall without exception be supplied by means of and through individually metered supply lines.

   d) The water supply by the Commission at the point of delivery will be dependent upon the limits of the capacity of the said main and of the connecting distribution system in the City of Kingston, and the Township mains and nothing in the agreement shall obligate the Commission or the City to increase such capacity at any time. Delivery shall be in such quantities at such pressures and rates of flow as to provide the quantities at the pressures and rates specified in the agreement.

   e) Rates and Payments

   First 500,000 gallons per month at 57¢ per 1,000 gallons.
   Next 4,500,000 gallons per month at 35¢ per 1,000 gallons.
   Next 95,000,000 gallons per month at 26¢ per 1,000 gallons.
   All over 100,000,000 gallons per month at 20¢ per 1,000 gallons.
   Minimum monthly charge - 1/12 X 365 X 50% of annual contracted average day demand, at the above rate.

   Above rates to be net and will be increased by 5% if not paid within 15 days after demand which shall be immediately after the meter reading on the first working day of each month.

3. e) (Cont'd)

Rate schedule shall be subject to revision from time to time, such rate to be fixed by the Commission at the expiration of each calendar year period or at such time as the Commission makes effective a change in water rates applicable to customers within the City of Kingston.

f) Effective date of agreement shall be the first day of January 1978, and from and after such date, the agreement shall supersede and cancel the agreement between the parties dated September 22, 1969 pertaining to the supply of water to the Township by the Commission via the Water Works system of the Department of National Defence.

(Note: The Township of Pittsburgh has acquired the ownership of the watermain system in the Village of Barriefield.)

4. That Ald. Mackenzie be appointed as the City's representative to the Chamber of Commerce for the balance of the year 1978.

5. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $152,479.00 for improvements to the North End Pumping Station, for sale to Central Mortgage and Housing Corporation.

Proposed Financing

C.M.H.C. Forgiveness	$ 50,826.33
C.M.H.C. Debenture	152,479.00
Reserve for Sewer Capacity	110,497.42
Total Cost:	$313,802.75

Interest rate 10.0% - Term 15 years
Work Authorized by By-Law 8206.

6. That the balance of the cost of $42,888.75 for the construction of a phosphate removal facility at the Water Pollution Control Plant be financed from the reserve for Sewer Capacity.

Proposed Financing

Federal Government Contribution	$ 5,557.02
C.M.H.C. Forgiveness	9,749.15
Reserve for Sewer Capacity	42,888.75
Total Cost:	$58,194.72

Work Authorized by By-Law 8282.

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

R.W. Morris

CORPORATION OF THE CITY OF KINGSTON

de Lugt	DEPT. OF ORIGINATOR Works	DATE 3 May 1978	
Harbour Place		RE:	

eference to the 5 pages of typed details I would like to remark that:

Access to the garbage areas is unsuitable for City trucks and garbage collection will need to be arranged by the developer on a private basis.

The so-called "public thoroughfares" appear to be 20 ft. wide ramps ending at a 12 ft. wide walk which is unsuitable for vehicular access.

If the landscaped podium is meant to serve as a public open space then a commitment to the effect that it will remain so, might be appropriate.

I did not detect suitable access for fire fighting equipment.

I would like to enquire where the "holes" or breaks in the streetscape (mentioned on page 5) have been provided.

SIGNATURE	DEPARTMENT	DATE OF REPLY

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REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

R.W. Morris

CORPORATION OF THE CITY OF KINGSTON

de Lugt	DEPT. OF ORIGINATOR Works	DATE 2 May 1978	
Harbour Place		RE:	

ne information submitted on 29 April 1978 it appears that:

p of lowest floor level = 249.0 (as shown)

p of parapet wall along Ontario St. = 268.5 (scaled)

p of wall 89' back from Ontario St. = 271.95 (scaled)

vel of walk along Ontario = 261.5 (as shown)

he site plan a 20' drive is shown from Ontario Street. From the above levels this s not possible.

7' high wall along Ontario Street would need special treatment to make it aesthetically ptable.

s in Johnson St. and Clarence St. drop to approximately 251 and the ± 20 ft. high s along these streets might look particularly massive.

levels have varied from an instantaneous low of 241.0 in 1935 to an instantaneous of 248.55 in 1952. The floor of the 12 ft. wide walk at level 2 is 257.5 (scaled) 9 to 16 ft. above water level.

ppearance of this walk should be given careful attention.

significance of the"20'-0" min. access way" at the foot of Johnson St. is not clear.

SIGNATURE	DEPARTMENT	DATE OF REPLY

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

R.W. Morris

CORPORATION OF THE CITY OF KINGSTON

deLugt	DEPT. OF ORIGINATOR Works	DATE 2 May 1978	Pg. 2
Harbour Place		RE:	

ow will the public have access to the landscaped area surrounding the residential ower or is it the intent that the public's access be confined to the concrete eripheral walkway.

he details of the construction of the entrances off Clarence, Ontario and Johnson treets shall be subject to approval by the Commissioner of Works.

SIGNATURE	DEPARTMENT	DATE OF REPLY

51-E1

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

ORANDUM

G. G. Muirhead,
Director of Planning & Urban Renewal.

m: Douglas R. Fluhrer,
Commissioner of Parks & Recreation.

e: May 1, 1978.

DEVELOPMENT PROPOSALS - FORMER TERON LAND PACKAGE
- MARINA CITY

ave been asked to comment on the Paron proposal, look at the lins-Neilson proposals and I formerly assisted in working out original development control agreement with Mr. Wm. Teron.

things that bother me most of all are as follows:

I do not wish to interfere unfairly with the good progress of our City's waterfront and economic development.

I am of the opinion that there should be fair consideration for the need of public open space and in particular, three areas:-

a) Public access to and along the water's edge and in some areas, the water edge and level;

b) That a neighbourhood type park is created for the many permanent and transient residences that will emerge; (This, at minimal standards, is one acre per thousand people.);

c) That serious related planning is considered with regard to the existing and planned public facilities at each end of the land under consideration; i.e. Centennial Park, Confederation Basin, City Hall Square, Pump House Steam Museum, Marine Museum and the recently acquired dry dock properties.

I feel the City should insist on a total overall commitment from the developer or developers as it relates to public access and open space, and that these commitments should be developed along with the first phase of development and not wait for each phase to happen. The simplest explanation of this proposal would be that the developers build the water's edge walkway, over the entire land package simultaneously with phase one of development, regardless of which package starts first (including Block E). This should be structurally maintained by the developers and guaranteed for public use. The City might do the day to day care; i.e. snow clearing and cleaning.

.....Cont'd.

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

haps these opinions and concerns are difficult to appreciate or
olve both by the developers and/or the City. However, I believe
m to be very important and really not that unrealistic.

conclusion, I wish to say that the original Teron proposals (early
s) were made in good faith and after long, serious negotiations.
e has now given us further knowledge and experience. We must
lize the land owners purchased the property believing, if they met
existing conditions, that development was automatic. They have,
ever, elected to split the land into parcels and phases and also
ing for minor and perhaps good changes (car parking and high rise).

ently (April, 1976) the City passed a new By-Law 8820 which provides
assurance of public open space or cash to resolve the intent. In
good faith I cannot suggest this new By-Law should be imposed on
agreement struck years before its passing. However, it was passed
the good of our City and people and its intent must be considered
it relates to this development.

las R. Fluhrer,
issioner.

sw
Mayor K. Keyes
Ald. M. Gorham & Members of
Parks & Recreation Committee
Ald. J. Mackenzie

May 3, 1978.

Technical Planning Committee
City of Kingston

Attn: R.W.Morris, Deputy Planning Officer

RE: Development Control Application No. 71-78
Paron Construction Ltd. for Rollins Lumber Ltd.

On reviewing the plans for the above development it is noted that the proposal does not conform with Ontario Building Code, Part 5, Building Standards for Handicapped Persons.

Since all sections of the proposed development fall within the groups of buildings covered by Part 5, Ontario Building Code (office, retail commercial, residential) provisions for conforming with the requirements specified therein must be included before Development Control approval is granted.

The specific requirements are detailed in Part 5 of the Ontario Building Code (excerpts of which are attached). The following general recommendations emphasize the most important revisions and some which are frequently neglected. References for the appropriate section of the Ontario Building Code Part 5 are included.

1. All entrance doors must permit opening of the door by a person in a wheelchair. Automatic doors or power assisted doors are recommended.

2. All ramps must have a maximum gradient of 1 in 12 with level resting platforms 4 feet long at not more than 30 foot intervals. (5.3.5.1)

3. All doorways throughout the proposed development (except minor storage areas) shall have a clear opening free of protruding hardware of at least 2 feet 6 inches when the door is open. (5.3.2.1)

4. Office buildings which exceed 6000 sq. ft. shall have on every floor normally used by the public, accessible washrooms with at least one stall large enough for use by a person in a wheelchair. (5.2.1.4)

REPORTS (Cont 'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

2.

5. It is recommended that approximately 5% of the residential units be made fully useable by persons in wheelchairs (i.e. 6-7 units). Although this percentage is not legislated it is becoming an accepted percentage in residential apartment buildings. It is particularly important to have accessible accommodation in mid-city locations since this is often the most desireable living area for handicapped persons with restricted mobility. Units specifically adapted for use by wheelchair bound persons should be spread throughout the building on floors lower than the 6th floor for fire safety. Requirements for full useability by persons in wheelchairs include the following:

a) all doorways shall have a clear opening free of protruding hardware of at least 2 feet 6 inches when the door is open. (5.3.2.1)

b) placement of bathroom fixtures shall be such that allows wheelchair use in the bathroom.

c) patio or balcony threshold shall not exceed five eighths inch height above finished floor on either side. (5.3.2.1)

d) floorcoverings should be smooth or low pile to reduce resistance to wheelchair movement.

e) controls (e.g. elevator buttons, mail boxes, light switches, intercom controls, wall outlets) shall be no higher than 48 inches above the floor and no lower than 15 inches.

f) door handles and faucet handles should be lever type handles to allow for use by persons with limited hand function.

NOTE: It should be understood that all modifications suggested for handicapped persons render facilities generally more convenient for non-handicapped persons as well. If such provisions are included in original plans cost differential is minimal or nil.

6. In the residential building and the motor hotel, all rooms and spaces intended for common use shall be accessible to persons in wheelchairs (e.g. exercise and sauna area, swimming pool, lounges, hobby and community rooms, etc.) (5.2.1.6)

....3

7. Motor hotel units should have all doorways with at least 2 feet 6 inches clear opening and thus accessible for use by persons in wheelchairs.

8. Public telephones, drinking fountains, vending machines etc. shall be no higher than 48 inches from the floor.

Since Harbour Place is a major commercial/residential development in downtown Kingston, and will provide a focus of activity in the future, it is essential that planning include complete provisions for access for Kingston's citizens who have limited mobility due to advancing age or physical handicap. Full specifications are found in Part 5 of the Ontario Building Code. The above recommendations provide only a summary of some major requirements.

Barbara J. O'Shea

Barbara J. O'Shea, M.S.,O.T.Reg.(C)
City Council Advisory Committee on
the Needs of the Handicapped and the
Aged, Accessibility Subcommittee.

cc. Mrs Loretta O'Driscoll,
Chairman, City Council Advisory Committee
on the Needs of the Handicapped and the Aged.

PLANNING
MAY 4 1978
DEPARTMENT

7. That it be recommended to Council that the following budget transfer be approved:

	Increase	Decrease
FINANCE CONTINGENCIES	$2,148.	-
CHILDRENS AID SOCIETY		
City of Kingston Share	-	$2,148.

(Note: The Childrens Aid Society has notified that the Ministry of Community and Social Services and the Board of Directors of the Childrens Aid Society have approved their 1978 Budget. The City's share will be $2,148. less than originally approved.

8. That, as recommended by the Parks and Recreation Committee, an agreement be entered into with the Canadian Olympic Training Regatta, Kingston, to lease them 160 square feet in the location shown coloured in red on the Portsmouth Olympic Harbour lease area diagram dated May 7, 1978, for a period of five years commencing June 1, 1978, at a yearly rental of $880, calculated at $5.50 per square foot, inclusive of heating, light and water, payable in advance, the sum of $73.33 at the beginning of each and every calendar month during the term of the lease.

(Note: i) A copy of the area diagram dated May 7, 1978 showing the location coloured in red is attached as Appendix "A".

ii) Annual rental rate shall be adjusted by the same percentage change as the change in the Consumer Price Index of Statistics Canada every 12 months.)

9. That the account of Mr. T.W. Sargeant for professional negotiating services, as follows, be approved for payment.

Services - Dec. 1/77 to Mar. 31/78	$5,340.00
Less 1978 annual dues	1,010.00
Deficit:	4,330.00
Less 25% rebate to regular fee members	1,082.50
Balance:	$3,247.50

and further that the account of Mr. T.W. Sargeant for travelling expenses in the amount of $632.48 be approved for payment.

	Local 109	Local 141
Total number Committee meetings	4	5
Total meetings - Director of Personnel	2	2
Total hours charged to Mar. 31, 1978 for services in Kingston	27½	31½
Total cost for services including preparation time in Toronto	$2,490.	$2,850.
TOTAL:	$5,340.	

Preparation time distributed as follows:

Local 109 = $140
Local 141 = $360
$500.

10. That, as recommended by the Planning Board, the deeding of the walkways as specified in the original agreement between Murney Developments Limited and the City, dated December 13, 1971, for this land will suffice to fulfill the requirements as laid out in By-Law No. 8820.

    (Note: *See Clause 1, Report No. 55 of the City of Kingston Planning Board. The recommendation of the Planning Board is based on the fact that the walkways the original developer agreed to deed to the City (and the current developer also agrees to this) in fact consist of more than 5% of the site.)*

11. That consent be granted to the assignment of the lease with Mr. David Champion Smith to Mr. Garry Dawdy for Lot 4, Registered Plan 525, Pittsburgh Township, West of the Sewage Treatment Plant, for a period ending July 30th, 1980, with the option to extend the lease for an eight year period on terms to be negotiated prior to the expiration of the lease on July 30th, 1980.

    (Note: *The lease provides for adjustment of the rental rate annually by the same percentage change as the change in the Consumer Price Index of Statistics Canada.)*

12. That the account of Brian Arnott Associates in the amount of $875. for the second instalment of Professional Fees for Part II of the Grand Theatre Feasibility Study be approved for payment.

13. That as recommended by the Director of Purchasing, the quotation of Harold's Demolition, in the amount of $585. for the demolition of 1193 King Street West, be accepted, it being noted that this is the lowest of five bids received; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE MISCELLANEOUS	$585.	-
FINANCE CONTINGENCIES	-	$585.

    (Note: *The recommended firm can commence demolition immediately and forecast a completion date of one week.)*

14. That the support of the City of Kingston be given to the Wheelathon to be held by the Handicapped Fighters C.B. Club on June 3, 1978.

    (Note: *It is also proposed to have other fund raising activities, e.g. Bingo, Car Washes, paper drives, etc.)*

15. That, as requested by the Public Utilities Commission, the purchase be authorized of one 53 seater passenger replacement unit at an estimated cost of $77,000. for delivery in January, 1979; City's share (25%) $19,250; Province share (75%) $57,750; and further that the City's share of $19,250. be provided from Finance Contingencies.

(Note: City Council, in December 1977, approved the purchase of two 53 seater replacement units for delivery in 1978. The P.U.C. had requested approval for three new buses. The Ministry of Transportation and Communications has approved subsidy for the three buses and is prepared to provide subsidy for up to six additional units in 1978.

A copy of the request from the P.U.C. to the Finance Committee was distributed to all members of Council.)

16. That, as recommended by the Transportation Committee, the following resolution be reaffirmed:

"That the Ministry of Housing be notified of Council's concern relating to the street layout of the proposed subdivision of Pt. Lot 3, Conc. I, Township of Kingston, inasmuch as the north/south arterial road is shown crossing airport property, and no agreement has been reached regarding the location of the north/south arterial; and further, requesting the Ministry of Housing to apply the N.E.F. requirements to whatever construction is necessary in that area; and further that the Ministry of Housing be advised that registered zoning is presently being enacted to apply height restrictions in proximity of the airport.

- and -

that the above be filed with the Ministry of Housing as an interim report, pending further discussion of this matter by the Kingston Area Planning Board, Finance Committee and City Council."

(Note: Original motion presented to Council on April 24, 1978 (Clause 7, Report No. 46) was Tabled.)

17. WHEREAS the land use policy of the Ministry of Housing relates to a Noise Exposure Forecast System (N.E.F.) contours when applied to the Kingston Airport imposes certain restrictions regarding the type of development allowed on land adjacent to airport property; and

WHEREAS the developers of a proposed plan of subdivision, Twp. of Kingston, Pt. Lot 3, Conc. I, Ministry of Housing File No. 10T-78027, have expressed their concern regarding these imposed restrictions; and

WHEREAS the Official Plan of the Township of Kingston provides for residential development on land adjacent to and in close proximity to the airport; and

WHEREAS the City of Kingston recognizes the need for protection of the residential population from annoyance caused by aircraft noise;

17. (Cont'd)

THEREFORE BE IT RESOLVED that the City of Kingston undertake a joint application with the Township of Kingston to again request from Transport Canada that N.E.F. contours established for the Kingston Airport in 1973 by C.M.H.C. be updated.

(Note: N.E.F. contours for the Kingston Airport were requested from Transport Canada, June 30, 1977. (Reference Clause 1, Report No. 68 1977)).

18. That Mayor Ken Keyes and Ald. Y. Tarnowecky be appointed as the City's Representatives on the Intermunicipal Committee of Economic Development for the year 1978.

(Note: The Township of Kingston's representatives are Reeve Peter Beeman and Mr. Angus Ross, Chairman of the Township Industrial Commission.)

19. That 1,000 City of Kingston Commemorative Pins be purchased from Emblematic Jewellery Products of Canada Limited, at a cost of $1.10 each, plus Provincial Sales Tax.

20. That the resignation of Mr. Roy Smallian as a member of the Kingston Local Architectural Conservation Advisory Committee be accepted with regret and that the appreciation of Council be extended to him for his public service.

21. That arrangements with St. Lawrence College made by the Director of Personnel to provide a four week training course of two hours per week in the Loyalist Room at City Hall for supervisory personnel at a cost of $800. (16 hrs. at $50 per hour) be confirmed and that department heads be authorized to designate personnel to attend the course up to a maximum of twenty supervisory employees; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE CONTINGENCIES	-	$800.
FINANCE MISCELLANEOUS	$800.	-

22. Whereas the Finance Committee has considered the following resolution from the Public Works Committee:

> *"That effective June 1, 1978, all Public Works Department Vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."*

22. (Cont'd)

AND WHEREAS at the Finance meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:

a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.

b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.

c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to City vehicles taken home.

d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000. is far outweighed by the more efficient service the citizens receive;

THEREFORE BE IT RESOLVED that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed, with the understanding that any additional use of vehicle privileges to any employee shall be subject to the approval of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the Clerk-Comptroller:

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2
Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1
Foreman - Forestry & & Weed Control	"	1
Foreman - Maintenance & Construction	"	1
Assistant Administrator	Traffic & Streets	1

(Ald. Hawkins Opposed)

23. That, as recommended by the Clerk-Comptroller, and concurred by the Police Commission, the firm of William M. Mercer Limited, Consulting Actuaries, Ottawa, be retained to advise the Finance Committee and the Police Commission on pension policy.

(Note: In 1977 this firm was engaged for the Fire Department Arbitration at a fee of $435 per day, or $87 per hour.)

24. WHEREAS Council, on April 24, 1978 (Clause 19, Report No. 46), engaged Professor R. Chapman, Assistant Professor of the School of Business at Queen's University, to do a market analysis study of the Central Business District;

AND WHEREAS it has been possible for the two student project employees to be hired directly by the City of Kingston under the auspicies of the Experience '78 Summer Employment Program, sponsored by the Province of Ontario;

AND WHEREAS this will result in the cost of the study by Professor R. Chapman to be $14,409 ($17,762 less $3,053 for salaries of the student project employees);

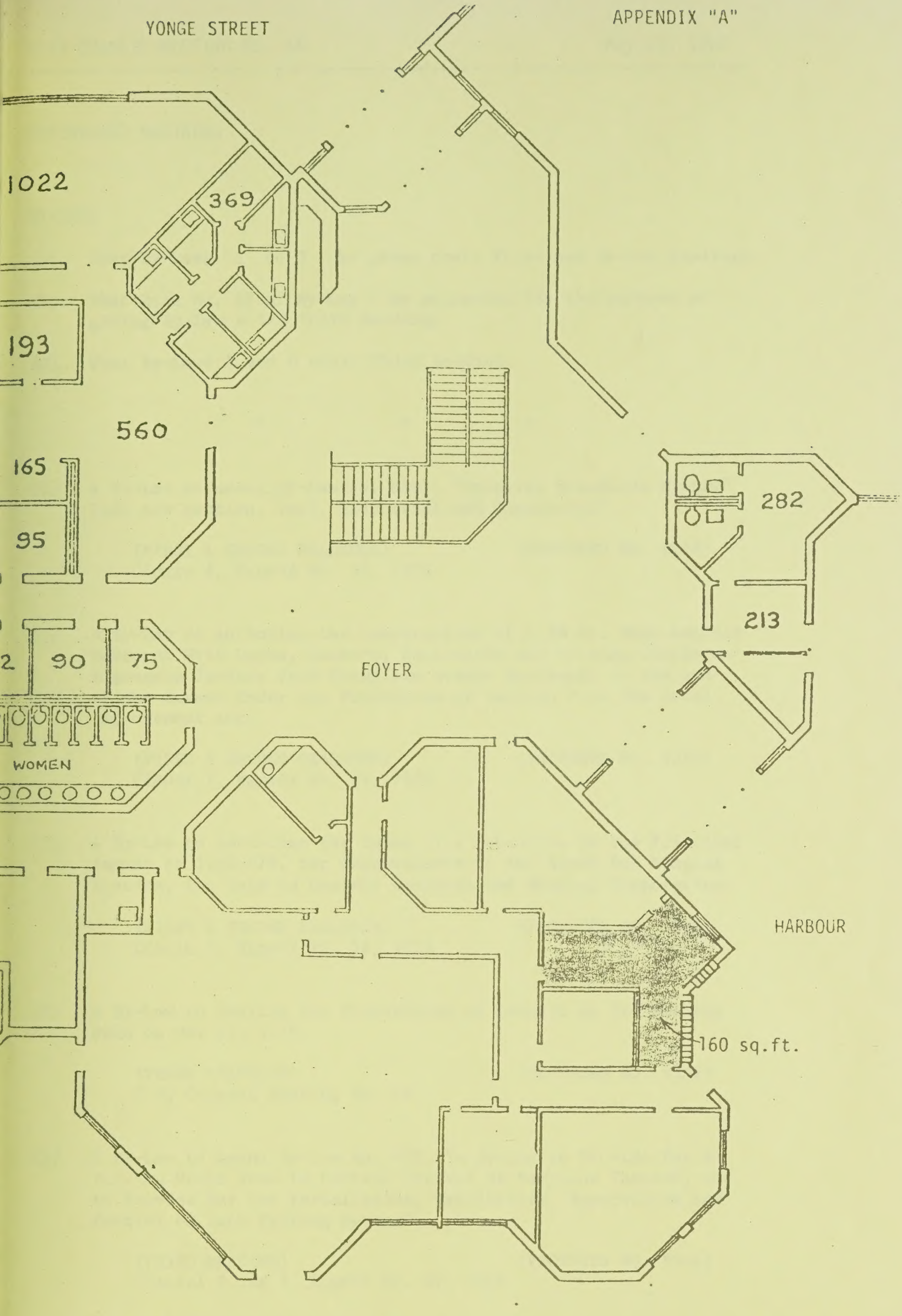
THEREFORE BE IT RESOLVED that payments for the study be authorized as follows, with the understanding that the final payment shall be subject to the approval of Council when the report has been received:

On Study Commencement	$1,470.90
On June 1, 1978 (20% of $14,709)	2,941.80
On July 1, 1978 (20% of $14,709)	2,941.80
On completion of study and submission of 30 copies of the Final Report (50% of $14,709)	7,354.50
	$14,709.00

Respectfully submitted,

CHAIRMAN

APPENDIX "A"


YONGE STREET
1022
369
193
560
165
95
282
213
2
90
75
FOYER
WOMEN
HARBOUR
160 sq.ft.

PORTSMOUTH OLYMPIC HARBOUR Lease
Area Diagram
First Floor Scale 1/16"=1'
Prepared by Parks & Recreation
Department, May 1, 1978

PAGE ONE OF SCHEDULE "A"
TO AGREEMENT BETWEEN THE
CITY OF KINGSTON AND
CANADIAN OLYMPIC-TRAINING
REGATTA KINGSTON

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 3 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Law 4 its Third Reading.

(C) That By-Laws 5 and 6 their Third Reading.

* * *

(1) A By-Law to amend By-Law No. 8597, "Property Standards By-Law" (Add new section, Yard, Industrial and Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9249)
Clause 8, Report No. 54, 1978

(2) A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement With Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the end of the Street Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9250)
Clause 1, Report No. 56, 1978

(3) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $152,479. for Improvements to the North End Pumping Station, for Sale to Central Mortgage and Housing Corporation.

(FIRST & SECOND READINGS) (PROPOSED NO. 9251)
Clause 5, Report No. 58, 1978

(4) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on May 23, 1978.

(THREE READINGS) (PROPOSED NO. 9252)
City Council Meeting No. 14

(5) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters".

(THIRD READING) (PROPOSED NO. 9244)
Clauses 2 and 3, Report No. 47, 1978

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9245)
Clause 4, Report No. 47, 1978

MOTIONS

The following motions have been received:

(A) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the condolences of Council be expressed to the family of the Late Sgt. T. Hogan of the Police Department.

(B) Moved by Ald. Webb,
Seconded by Ald. Matthews,

That the sympathy of Council be expressed to the sister of the late Minnie Ball, a former City employee.

Local Govt.

CITY COUNCIL MEETING NO. 14

The Regular Meeting of City Council was held on Tuesday, May 23, 1978, in the Council Chamber at City Hall at 8:02 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

TABLING OF DOCUMENTS

Copies of financial statements for the following, for the year ended December 31, 1977:

1. Kingston Public Library Board
2. Rideaucrest Home for the Aged
3. City of Kingston

(Copies have been distributed to all members of Council)

MINUTES

Moved by Ald. McArthur,
Seconded by Ald. Miller,

That the Minutes of City Council Meeting No. 13, held May 8, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 361 to 367.

To be Filed

(330) From the Ministry of Transportation and Communications, advising that an advance payment of subsidy in the amount of $345,900. has been made to the City of Kingston, being 30% of the City's normal subsidy allocation, rounded to the nearest $50.

(331) From the Industrial Relations Centre, Queen's University, a publication entitled *Report of Activities 1977.*

(332) From Flora MacDonald, M.P., Kingston and The Islands, acknowledging receipt of the City's endorsation of the Town of Penetanguishene's resolution respecting Navigable Waters Protection Act exemptions.

(333) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND No. 78/17.*

(Copies have been distributed to all members of Council).

(334) From the Frontenac County Board of Education expressing their appreciation to the City of Kingston in agreeing to submit a brief regard to the Frontenac County Board of Education Planning Task Force.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Transportation Committee

(335) Order No. 1978-A-213 from the Air Transport Committee of the Canadian Transport Commission in the matter of the operation of a commercial air service by Otonabee Airways Limited stating that Whereas by Decision No. 4978 dated October 18, 1976, the Licensee was authorized to operate a Class 2 Regular Specific Point commercial air service serving the points Kingston and Peterborough, Ontario, and Montreal, Quebec, using aircraft in Groups A, B and C, and Licence would issue upon compliance by the applicant with the filing, financial and other requirements of the Committee as applicable; and that despite numerous letters and telephone calls by Committee staff to the Licensee in regard to Otonabee Airways Limited meeting the financial requirements of the Committee, no satisfactory response has been received.

> *"IT IS ORDERED THAT:*
>
> *Otonabee Airways Limited is hereby required to show cause within a period of thirty days of the date of this Order why Decision No. 4978 dated October 18, 1976 should not be rescinded, pursuant to the Committee's power under Section 63 of the National Transportation Act to review, rescind, change, alter or vary any order or decision made by it."*

Which Has Been Referred to the Transportation Committee and the Finance and Accounts Committee

(336) From Mrs. Elizabeth Young, R.R. #1, Gore Road, Kingston, with respect to a proposed Wheel-a-Thon for Handicapped Persons on June 3, 1978.

To be Referred to the Finance and Accounts Committee and the City of Kingston Planning Board

(337) From the Ministry of Housing with respect to the Proposed Amendment to the Official Plan for the City of Kingston Planning Area - the Davis Tannery Property, requesting that the City notify them how the amendment should now be dealt with in light of the information received to date. They set out three alternatives:

1. the amendment could be referred to the OMB immediately, to assure a reasonably early hearing;
2. we could await conclusion of the discussions with the Ministry of Natural Resources, the local Conservation Authority, the Ministry of the Environment and the Ministry of Health. A final position of these agencies may be some time in the making, or
3. Council could rescind the proposed amendment.

To be Referred to the City of Kingston Planning Board and the Housing Sub-Committee

(338) From the Kingston Housing Authority with respect to the Municipal Housing Statement which their Board of Directors has reviewed and asking for an early opportunity to review this report with either Council as a whole, or its Committee on Housing.

COMMUNICATIONS (Cont'd)

To be Filed

(339) From the Ministry of Correctional Services, their publication *Correctional Update*, for March/April, 1978.

(340) From the Ministry of Housing, acknowledging receipt of the City of Kingston's endorsement of the Municipal Liaison Committee's resolution concerning the appropriate standards under Residential Rehabilitation Assistance Program.

Which Has Been Referred to the Commissioner of Parks and Recreation

(341) Letters from Mr. Jim Smith, requesting that an inspection be made of the amusement rides at Lake Ontario Park to ensure that they are in a safe condition.

(Note: Inspection has been made, see enclosed report from Inspector.)

Which Has Been Referred to the Traffic and Streets Administrator

(342) From the Ministry of Consumer and Commercial Relations, notification of a Hearing on July 5, 1978 concerning the southerly boundary of Lot 837 on the East Side of Albert Street.

To be Referred to the Community Services Committee & the Plumbers Examining Board

(343) From the Mechanical Contractors Association respecting amendments to City By-Laws concerning Plumbing Contractors Licensing. The Association wish to have some changes made to the existing By-Laws and have set out changes which would aid in the enforcement of the By-Laws, act as a deterrent to the increasing number of Contractors who do not conform to the By-Laws, and help to ensure that those who put themselves before the public as Plumbing Contractors are in fact qualified, carry out the work in accordance with the law and can be held responsible for their work.

To be Filed

(344) From the Ontario Sewer & Watermain Contractors Association enclosing their 1978 Industry Handbook.

(Copies have been distributed to members of the Public Works Committee, the Commissioner of Works and the Sewer Enquiry Staff.)

(345) From the Ministry of Housing, notifying that July 1, 1978, is the date after which only metric units will be used in all new planning documents such as subdivisions, new official plans and new zoning by-laws.

(346) From the Bureau of Municipal Research, their publication entitled *In Review* dated April, 1978.

(Copies have been distributed to members of Council).

(347) From Mr. C.D. Baldwin, Deputy Secretary-Treasurer, enclosing an extract from the Committee of Adjustment Minutes advising Council that the decisions in connection with Mr. J.B. Sampson's appeal on the Conditions imposed by the Committee of Adjustment with respect to development of land at Division Street and Weller Avenue were made in good faith and should stand.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(348) Minutes of the N.I.P. Area Citizens Committee Meeting No. 31, held on May 1, 1978.

(Note: Copies have been distributed to members of Council.)

(349) From the Ministry of Labour advising that Mr. F.D. Kean has been appointed as Conciliation Officer to confer with the City's negotiating Committee and C.U.P.E. Local 141's negotiating Committee to endeavour to effect a collective agreement between them.

The meeting will commence at 9 a.m. on Monday, June 12, 1978, at City Hall.

(350) From the Ministry of Housing approving the City's application of February 13 for a Federal contribution of $1,316,000 and a Provincial contribution of $658,000, towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Program Area.

(351) From The Honorable Pierre Trudeau as follows:

"Thank you for your May 1 message.

Bell Canada has applied for telephone rate increases based on its assessment of its revenue and investment needs. The Canadian Radio-Television and Telecommunications Commission, the federal agency that regulates Bell's rates, is holding public hearings on the application, and interested individuals and groups have an opportunity to present their views. After detailed scrutiny of Bell's request and consideration of the various representations, the Commission will make a decision, which should reflect the spirit of the anti-inflation program. It would be inappropriate for the government to intervene in the process at this time."

(352) From the Ministry of Community and Social Services, their publication entitled *Children's Services* (Special Edition), dated May, 1978.

Which Has Been Referred to the Finance and Accounts Committee

(353) From the Ontario Municipal Board, with respect to the proposed Regional Shopping Centre notifying that before scheduling this application the Board wishes to have an unequivocal resolution by the City of Kingston stating that it is applying for a rehearing pursuant to the order-in-council and that the Board would also have to know the City's position with respect to the City's position regarding the annexation portion that may affect this decision.

To be Referred to the Transportation Committee

(354) From the Homecoming Committee, Alma Mater Society, Queen's University, notifying that Queen's Homecoming will be held the weekend of October 13, 14 and 15, 1978 and requesting permission to hold their annual parade on Saturday, October 14 at 12 Noon.

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(355) From Mrs. Kathleen Makepeace objecting to the proposed waterfront development.

Which Has Been Referred to the City of Kingston Planning Board

(356) From the Cataraqui Region Conservation Authority enclosing fill permit applications for the Golf Course, Ski Hill and Waterfront Park, requesting comments of Council prior to June 15.

To be Filed

(357) Minutes of the Executive of the Cataraqui Region Conservation Authority, meeting held on May 10, 1978.

(358) From Flora MacDonald, M.P., Kingston and the Islands, acknowledging receipt of copy of the City's letter to Canadian National regarding the old station building on Montreal Street and stating that she has noted the City's wishes in this regard.

To be Referred to the Finance and Accounts Committee

(359) Convention Information Sheet from the Association of Municipalities of Ontario on their Annual Conference to be held Sunday to Wednesday, August 20 to 23, at the Royal York Hotel, Toronto.

To be Referred to the Parks and Recreation Committee

(360) From the Ministry of Natural Resources, enclosing Canada/Ontario flood and erosion prone area maps and a users' guide with regard to Great Lakes Flooding and Erosion.

To be Filed

(361) From the Ministry of Government Services with regard to the proposed O.H.I.P. office building, Place D'Armes, Kingston, advising that they are proceeding with the necessary work required to undertake this project and as far as they are concerned property commitments have been made for the development of the building and the necessary steps are being taken by other Branches within the Ministry of Government Services to develop the specific requirements for the building.

(362) From the Ministry of Housing, advising that they have authorized the award of a contract to Napev Construction Limited of Mississauga for the construction of 104 Senior Citizen Units in the City of Kingston.

(363) From Mr. D.C. Tousignant, replying to Mayor Keyes' letter of May 12, 1978, and expressing his pride in the Parks and Recreation Department for their continued efforts in keeping our City beautiful without excess labour or material costs.

(Copies have been distributed to members of Council)

To be Referred to the Finance and Accounts Committee

(364) From the Ministry of Treasury Economics and Intergovernmental Affairs, copy of a supplement to their publication "Background" on the subject of Metric Conversion Policy, entitled *Metric Measures*.

COMMUNICATIONS (Cont'd)

(365) Copy of a Brief to the Government of Canada on Textile Tariff Negotiations and their Potential Impact on our Communities from the County of Frontenac, County of Lennox and Addington and the City of Kingston.

To be Referred to the Transportation Committee

(366) From the Committee on Campus Planning of Queen's University, notifying that at their recent meeting on May 11, 1978, the subject of Queen's Crescent temporary closing was raised.

The Committee on Campus Planning realized that there are a number of questions which have to be studied carefully before the University would be in a position to request a permanent closing and before the City would be in a position to consider such a request and set out in their letter a detailed summary of what such studies should include.

They request the Transportation Committee that the temporary closing be extended to October 31, 1978.

To be Referred to the City of Kingston Planning Board

(367) From Mrs. Dorothy Geiger objecting to the City's approval in principle of Paron Construction Limited's plans for the waterfront development.

PETITIONS

REPORTS

Ald. Tarnowecky presented Report No. 53 of the Transportation Committee as follows:

Council consented to the amendment of Clause 1 for presentation to Council by deleting the words "Frontenac Secondary School" and substituting the words "Frontenac County Board of Education".

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 53 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 53

To The Mayor and Aldermen May 10th, 1978

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-Law 10, permission be granted to Frontenac County Board of Education to erect a banner across Princess Street, and hang two banners from lamp standards located on Sir John A. Macdonald Boulevard, to advertise the Ontario Federation of School Athletic Association Track and Field Championships Track Meet, to be held on June 2nd and 3rd, 1978.

CARRIED AS AMENDED

REPORTS (Cont'd)

Report No. 53 - Transportation Committee (Cont'd)

Respectfully submitted,

(Signed) *V. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

Ald. Gerretsen presented Report No. 54 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 54 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 54

May 11, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS on April 24, 1978, Council approved an increase in the Residential Care Per Diem Rate at Rideaucrest Home For The Aged to $19.00; and

WHEREAS it is deemed desirable that this increase be made effective as soon as possible;

NOW THEREFORE BE IT RESOLVED a Residential Care Per Diem Rate at Rideaucrest Home For The Aged of $19.00 be made effective as of May 1, 1978.

CARRIED

2. That the following resolution forwarded by the County of Lambton, be endorsed:

"WHEREAS the existing legislation authorizing forty-five dollars comfort allowance to residents in Homes for the Aged and Charitable Institutions appears to provide sufficient monthly spending monies for the said Residents. Indeed in many cases when the Residents receiving the said allowance are confined to bed care, wheel chairs, or in the special care sections of the said Homes, they are unable to spend the said allowance, the comfort monies are thus accumulating in comfort accounts and as interest is being apportioned, these accounts are escalating and in many cases the families of Residents are abusing or attempting to abuse the proper usage of these funds; and

REPORTS (Cont'd)

Report No. 54 - Community Services Committee (Cont'd)

2. (Cont'd)

WHEREAS Residents residing in the said Homes who qualify for Extended Care are being substantially subsidized in Homes where the daily rate exceeds $23.00 per day. And those Residents on Residential Care who are part pay, are also substantially subsidized. The said subsidy being provided by the tax payer in the case of Municipal Homes, and in the case of the Charitable Institution, by the philanthropic dollar, and all of these said dollars are becoming harder and harder to obtain, due to inflationary trends; and

WHEREAS existing legislation and policy states that the Ontario Property Tax Rebate to Senior Citizens, who reside in Homes for the Aged or Charitable Institutions, must be credited to the individual's comfort account or given directly to the Resident concerned; and

WHEREAS in many cases the said Property Tax Rebate ends up in the hands of the Resident's families or relatives, especially in cases where the Resident involved has some difficulty in rationalizing and sometimes, reacts under pressure from families and friends; and

WHEREAS Property Tax Rebates to the elderly are in themselves designed to alleviate some of the municipal tax burden for some of the services not used by the elderly who reside in their own or rented accommodation;

WHEREAS those elderly citizens who are admitted to Charitable or Municipal Homes are by their admittance relieved of Municipal taxation;

THEREFORE BE IT RESOLVED that existing legislation or policy be amended, to provide that Property Tax Rebates may be used for arrears of maintenance or that they may be used in a manner that will reduce the ever increasing amounts of subsidy required for the individual Resident's care.

(Note: Council has recently approved provisions whereby the City is able to maintain a charge on the estate of a deceased Resident of Rideaucrest Home for any arrears in maintenance which may be owing to the municipality.)

CARRIED

3. That no action be taken on the following resolution submitted by the City of Woodstock:

"*WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time; and*

REPORTS (Cont'd)

Report No. 54 - Community Services Committee (Cont'd)

3. (Cont'd)

WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;

THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40.00 per day after a period of seven days."

CARRIED

4. WHEREAS jury duty is an extremely responsible position requiring a person to be away from his means of livelihood for considerable periods of time; and

WHEREAS the present fees paid to jury members create a hardship in many cases on citizens called for jury duty;

THEREFORE BE IT RESOLVED that the Honourable R.R. McMurtry, Attorney-General of Ontario, be petitioned to raise the fee paid to jury members to both criminal and civil matters to a fee of $40.00 per day; and

BE IT FURTHER RESOLVED that a copy of the resolution be forwarded to the Association of Municipalities of Ontario for consideration, and to other municipalities, for their support.

(Note: While the Committee agreed with the intent of the City of Woodstock's resolution, it did not feel additional payment should be withheld until a trial has been in process for seven days.)

CARRIED

5. That the following resolution of the City of Kitchener be NOT endorsed:

"WHEREAS City Council at its meeting held October 11, 1977 passed the following resolution, namely:

'That we express our concerns to the Province of Ontario relative to the quality of movies shown throughout the Province which contain undue exploitation of sex and violence and further encourage the Province to ensure that more stringent conditions are imposed by the Ontario Board of Censors'

and;

WHEREAS to properly express the great concern voiced by the large number of citizens before City Council together with those who have contacted the Mayor and Aldermen of the City of Kitchener since this matter has come under our scrutiny;

REPORTS (Cont'd)

Report No. 54 - Community Services Committee (Cont'd)

5. (Cont'd)

THEREFORE BE IT RESOLVED that we reaffirm our October 11, 1977 resolution and forward to the Province all other correspondence, petitions, etc., which we have received."

CARRIED
(Ald. Hawkins, Ald. McArthur Opposed)

6. That no action be taken on the following resolution submitted by the City of Stratford:

"WHEREAS Environment Minister George McCague has publicly stated that the refillable money-back bottle is acknowledged as the most environmentally accepted container for soft drinks; and

WHEREAS former Environment Minister George Kerr has stated publicly that throw-away containers represent a significant waste of raw materials and energy; and

WHEREAS it is common knowledge that throw-away bottles and cans DO waste raw materials (unless recycled), DO consumer more energy than refillable containers, DO fill up sanitary land fill sites, DO cause litter, and DO encourage a wasteful life style, which society can no longer afford; and

WHEREAS the City of Stratford endorses a completely refillable system for the sale of soft drinks;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be requested to ban the sale of soft drinks in any non-refillable container effective December 31st, 1978."

CARRIED 13:1
(Ald. Mackenzie Opposed)

7. That the following resolution, submitted by the City of Kitchener, be endorsed:

"WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink bottle system, in that such a system:

a) would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and

b) would be preferred, over a proprietary system, by the retailers of Ontario;

It is hereby resolved that this municipality shall ask the Province:

1) to develop, with all possible haste, standard refillable soft drink bottles; and

REPORTS (Cont'd)

Report No. 54 - Community Services Committee (Cont'd)

7. (Cont'd)

2) *to encourage and promote, to the furthest extent, the use of such bottles in Ontario."*

REFERRED BACK TO COMMITTEE
(See following motion of Referral)

Moved by Ald. Timmins,
Seconded by Ald. Tarnowecky,

That Clause 7, Report No. 54, be referred back to the Community Services Committee.

CARRIED

8. That By-Law No. 8597, 'Property Standards By-Law' be amended as follows:

Add as new section:

"Yard, Industrial and Commercial

5.29 All yards and compounds shall be maintained in a properly graded and levelled condition compatible to its intended use.

5.30 All yards and compounds shall be maintained in a safe, clean condition free of rubbish and debris or any unused, discarded or inoperative equipment.

5.31 a) The warehousing of any stored material or operative equipment in the yards or compounds shall be neat and orderly so as not to create a fire or accident hazard or an unsightly condition, and shall provide clean and easy access for emergency vehicles.

b) Where conditions are such that a neat and orderly fashion is achieved but is still offensive to view, the offensive area shall be properly enclosed on all sides by solid wall or a painted board or metal fence not less than six feet high. All walls and fences shall be maintained in good repair."

(Note: This section was inadvertently omitted when the remainder of the Property Standards revisions went back to Council a second time)

CARRIED

Respectfully submitted,

(Signed) J.P. Gerretsen (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 55 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That Report No. 55 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 55

May 16, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Paron Construction Limited, for a multi-use development with office, commercial, hotel and residential space on the waterfront between Clarence and Johnson Streets:

   Plan #1 - Site Plan - April 17, 1978
   Plan #2 - Level Two - April 17, 1978
   Plan #3 - Level One - April 17, 1978
   Plan #4 - Unit Plans - April 17, 1978
   Plan #5 - Office Building - April 17, 1978
   Plan #6 - Elevations- N&S - April 17, 1978
   Plan #7 - Elevations - April 17, 1978

   be approved in principle only, subject to the following conditions:

   a) plans to be submitted containing all of the information necessary to allow each member of the Technical Planning Committee to give adequate consideration to the matters which come under his purview, said information to include the following:

   (i) details of the exterior appearance of the buildings including materials and architectural treatment;

   (ii) details of the interior layout of the parking structures including the proposed means of vehicular access to the hotel;

   (iii) final plans shall be architecturally prepared as stipulated in the Ontario Building Code;

   (iv) pedestrian exits from lower level parking areas shall be supplied in accordance with the Ontario Building Code;

   (v) means of pedestrian access between the hotel and lower parking areas shall be detailed;

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

1. (Cont'd)

(vi) location and design of all exterior lighting and signs shall be subject to City approval;

(vii) all parking areas shall be ventilated in an acceptable manner;

(viii) means of protection from high water for the lowest parking level shall be detailed, it being noted that plans show this level to be only 0.5ft. ± above the recorded high lake level;

(ix) that in preparation of final plans for the development, the comments of members of the Technical Planning Committee attached hereto as Schedule 'A' shall be taken into account.

b) that pedestrian public access routes shall be guaranteed in perpetuity around the periphery of the site as shown on Plans 1, 2 and 3.

c) that when agreement on the final nature of approved plans has been reached, the owner shall enter into the City's standard development control agreement under Section 35(a) of The Planning Act.

(See following Motions)

Ald. Mackenzie said that over the weekend she had concluded that the wording of Clause 1 might be improved by the inclusion of certain amendments. Copies of the suggested changes had been distributed to the Mayor and members of Council.

Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That Clause 1, be amended in accordance with Ald. Mackenzie's memorandum.

Moved by Ald. Webb,
Seconded by Ald. Allmark,

That the amendment be referred to the Planning Board for consideration.

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That the motion of Ald. Webb and Ald. Allmark be tabled until the next meeting of Council.

LOST

Mayor Keyes then called for a vote on the motion of Ald. Webb and Ald. Allmark.

LOST

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

1. (Cont'd)

At the request of Ald. Timmins, the motion of Ald. Clements and Ald. Gerretsen was divided and voted on subsection by subsection.

The amendment to Subsection 1 a) (i) - add the words "such as windows, doors, finished (waterside) edge of public walkways, etc." was voted on and *CARRIED.*

Subsection 1 a) (i) as amended was voted on and *CARRIED.*

The amendment to Subsection 1 b) - add the words "and shall be constructed in the first phase of the development" was voted on and *CARRIED.*

Subsection 1 b) as amended was voted on and *CARRIED.*

(Ald. Miller Opposed)

The amendment to Subsection c) - add at the beginning of the clause - "Final plans will be in accordance with the agreement dated the 13th day of December, 1971, and shall apply to the adjusted boundaries as altered by the Quit Claim Deed given by the City to Murney Developments Limited for Part 4 on Reference Plan 13R-2083, being a strip of property 23' long X 1.36' wide and for Part 5 on the said reference plan, being a strip of property 155' long by 2.40' wide, and as altered by Quit Claim Deed from Murney Developments Limited to the City of Kingston, dated October 21, 1976 for Parts 6, 7 and 8 on Reference Plan 13R-2083, and" was voted on and *CARRIED.*

Subsection 1 c) as amended was voted on and *CARRIED.*

The addition of Subsection 1 d) - "This approval in principle shall be given until August 31st, 1978, during which time the developer shall submit adequate plans for development control application #71-78." was voted on and *CARRIED.*

The addition of Subsection 1 e) - "This approval in principle shall not be construed as final development control approval. No building permit shall be issued for the development until the aforementioned conditions have been met by the applicant to the complete satisfaction of the City." was voted on and *CARRIED.*

Clause 1, as amended, and set forth herewith, was voted on and *CARRIED.*

1. That the following plans, submitted by Paron Construction Limited, for a multi-use development with office, commercial hotel and residential space on the waterfront between Clarence and Johnson Streets:

   Plan #1 - Site Plan - April 17, 1978
   Plan #2 - Level Two - April 17, 1978
   Plan #3 - Level One - April 17, 1978
   Plan #4 - Unit Plans - April 17, 1978
   Plan #5 - Office Building - April 17, 1978
   Plan #6 - Elevations - N&S - April 17, 1978
   Plan $7 - Elevations - April 17, 1978

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

1. (Cont'd)

be approved in principle only, subject to the following conditions:

a) plans to be submitted containing all of the information necessary to allow each member of the Technical Planning Committee to give adequate consideration to the matters which come under his purview, said information to include the following:

(i) details of the exterior appearance of the buildings including materials and architectural treatment such as windows, doors, finished (waterside) edge of public walkways, etc.

(ii) details of the interior layout of the parking structures including the proposed means of vehicular access to the hotel;

(iii) final plans shall be architecturally prepared as stipulated in the Ontario Building Code;

(iv) pedestrian exits from lower level parking areas shall be supplied in accordance with the Ontario Building Code;

(v) means of pedestrian access between the hotel and lower parking areas shall be detailed;

(vi) location and design of all exterior lighting and signs shall be subject to City approval;

(vii) all parking areas shall be ventilated in an acceptable manner;

(viii) means of protection from high water for the lowest parking level shall be detailed, it being noted that plans show this level to be only 0.5 ft. ± above the recorded high lake level;

(ix) that in preparation of final plans for the development, the comments of members of the Technical Planning Committee attached hereto as Schedule "A" shall be taken into account.

b) that pedestrian public access routes shall be guaranteed in perpetuity around the periphery of the site as shown on Plans 1, 2 and 3 and shall be constructed in the first phase of development.

c) Final plans shall be in accordance with the agreement dated the 13th day of December 1971, and shall apply to the adjusted boundaries as altered by the Quit Claim Deed given by the City to Murney Developments Limited for Part 4 on Reference Plan 13R-2083 being a strip of property 23' long by 1.36' wide and for Part 5 on the said Reference Plan, being a strip of property 155' long by 2.40' wide, and as altered by Quit Claim Deed from Murney Development to the City of Kingston dated October 21st, 1976, for Parts 6, 7 and 8 on Reference Plan 13R-2083, and when agreement on the final nature of approved plans has been reached, the owner shall enter into the City's standard development control agreement under Section 35(a) of The Planning Act.

d) This approval in principle shall be given until August 31st, 1978 during which time the developer shall submit adequate plans for development control application #71-78.

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

1. (Cont'd)

e) This approval in principle shall not be construed as final development control approval. No building permit shall be issued for the development until the aforementioned conditions have been met by the applicant to the complete satisfaction of the City.

2. That no action be taken on the following plans, submitted by Royal Canadian Legion Villa, in accordance with Development Control procedure, for a 140 unit multiple family residence for senior citizens at the north west corner of Bath Road and Sir John A. Macdonald Boulevard:

Plan A-1, Site Plan - March, 1978

Plan A-8, North Elevation - March, 1978

Plan A-9, East Elevation - March, 1978

Plan A-10, South Elevation - March, 1978

Plan A-11, West Elevation - March, 1978

on which it was proposed that the owner enter into a Development Control agreement, subject to the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that the design and location of all exterior lighting shall be subject to City approval;

c) that all parking areas and vehicular access routes shall be paved;

d) that garbage pick-up service will not be made by the City unless arrangements satisfactory to the City can be arrived at;

e) plans for proposed site grading and proposed services shall be submitted for approval of the Commissioner of Works prior to issuance of a building permit;

f) the access road to Elmwood Street, including boulevards, shall be constructed to the satisfaction of the City, at the owner's expense;

g) that access be provided for fire apparatus along the north side of the east wing of the building, to the satisfaction of the Fire Chief;

h) that water service to the north side of the building shall be 10" ∅ to supply a private fire hydrant, with the service and fire protection cost to be borne by the owner;

i) the supply of electricity shall be underground from the existing overhead line on Bath Road in accordance with standard Public Utilities Commission requirements;

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

2. (Cont'd)

j) *that a chain and bollard type barrier be placed across the vehicular entrance to Bath Road to prevent exit and entry to all but emergency vehicles and that this entry way shall be kept clear at all times as an emergency lane;*

k) *that a landscaping plan, which shall be subject to City approval shall be implemented within one year of the issuance of the building permit;*

ℓ) *that a 10' widening be deeded to the City along the entire property frontage on Bath Road and Sir John A. Macdonald Boulevard and that deeds for the widening be filed with the City Solicitor prior to issuance of the building permit.*

LOST 6:8
(See Recorded Vote)

Ald. Webb requested a recorded vote on Clause 2 which was as follows:

YEAS: Ald. Clements, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Timmins (6)

NAYS: Mayor Keyes, Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Tarnowecky, Ald. Webb (8)

Pursuant to By-Law No. 1, Section 17, Subsection (1), it was Moved by Ald. Webb, Seconded by Ald. McArthur

2. That the following plans submitted by the Royal Canadian Legion Villa, in accordance with development control procedure for a 140 unit multiple family apartment building to be used for veterans, senior citizens and the handicapped, at the north west corner of Bath Road and Sir John A. Macdonald Boulevard:

Plan A-1, Site Plan - March, 1978
Plan A-8, North Elevation - March, 1978
Plan A-9, East Elevation - March, 1978
Plan A-10, South Elevation - March, 1978
Plan A-11, West Elevation - March, 1978

be approved, subject to the owner entering into a development control agreement which shall be subject to the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that the design and location of all exterior lighting shall be subject to City approval;

c) that all parking areas and vehicular access routes shall be paved;

d) that garbage pick-up service will not be made by the City unless arrangements satisfactory to the City can be arrived at;

e) plans for proposed site grading and proposed services shall be submitted for approval of the Commissioner of Works prior to issuance of a building permit;

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

2. (cont'd)

f) that fill from the development at Bath Road and Sir John A. Macdonald Boulevard project site be dumped on the land being acquired by the Fundamental Baptist Church from the City of Kingston (i.e. 16,466 sq. ft. more-or-less) for a parking lot;

g) the access road to Elmwood Street, including boulevards, shall be constructed to the satisfaction of the City, at the owner's expense;

h) that access be provided for fire apparatus along the north side of the east wing of the building, to the satisfaction of the Fire Chief;

i) that water service to the north side of the building shall be 10" 0 to supply a private fire hydrant, with the service and fire protection cost to be borne by the owner;

j) the supply of electricity shall be underground from the existing overhead line on Bath Road in accordance with standard Public Utilities Commission requirements;

k) that a chain and bollard type barrier be placed across the vehicular entrance to Bath Road to prevent exit and entry to all but emergency vehicles and that this entry way shall be kept clear at all times as an emergency lane;

l) that a landscaping plan, which shall be subject to City approval shall be implemented within one year of the issuance of the building permit.

m) that a 10' widening be deeded to the City along the entire property frontage on Bath Road and Sir John A. Macdonald Boulevard and that deeds for the widening be filed with the City Solicitor prior to issuance of the building permit.

CARRIED 8:6
(See Recorded Vote)

Ald. Webb requested a recorded vote on the motion of Ald. Webb and Ald. McArthur which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Tarnowecky, Ald. Webb (8)

NAYS: Ald. Clements, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Timmins (6)

Respectfully Submitted

(Signed) *Judith Mackenzie* (Chairman)
J. Hawkins
Lois E. Miller
Grant Timmins
Ken Keyes

* * *

Schedule 'A' - Planning Board
Report No. 55, May 16, 1978

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE FIRE CHIEF

BROCK STREET FIRE STATION
KINGSTON, ONTARIO

May 11, 1978.

Mr. R.W. Morris,
Deputy Planning Officer,
Technical Planning Committee,
City of Kingston,
City Hall.

Re: DC #71-78
Paron Construction Ltd.

Dear Sir:

Having reviewed the available plans for the above subject, we submit the following comments for your consideration.

We would request a fire route 20' in width from the Ontario St. entrance to the property through the landscaped and/or pedestrian walk area to the west end of the proposed motel. This fire route must be capable of carrying fire apparatus and be available for emergency fire department use at all times.

It is our understanding the classification of these buildings under the 1977 Building Code will require sprinkler systems.

The existing agreement sets out conditions for water supply, fire hydrant locations, etc.

Yours truly,

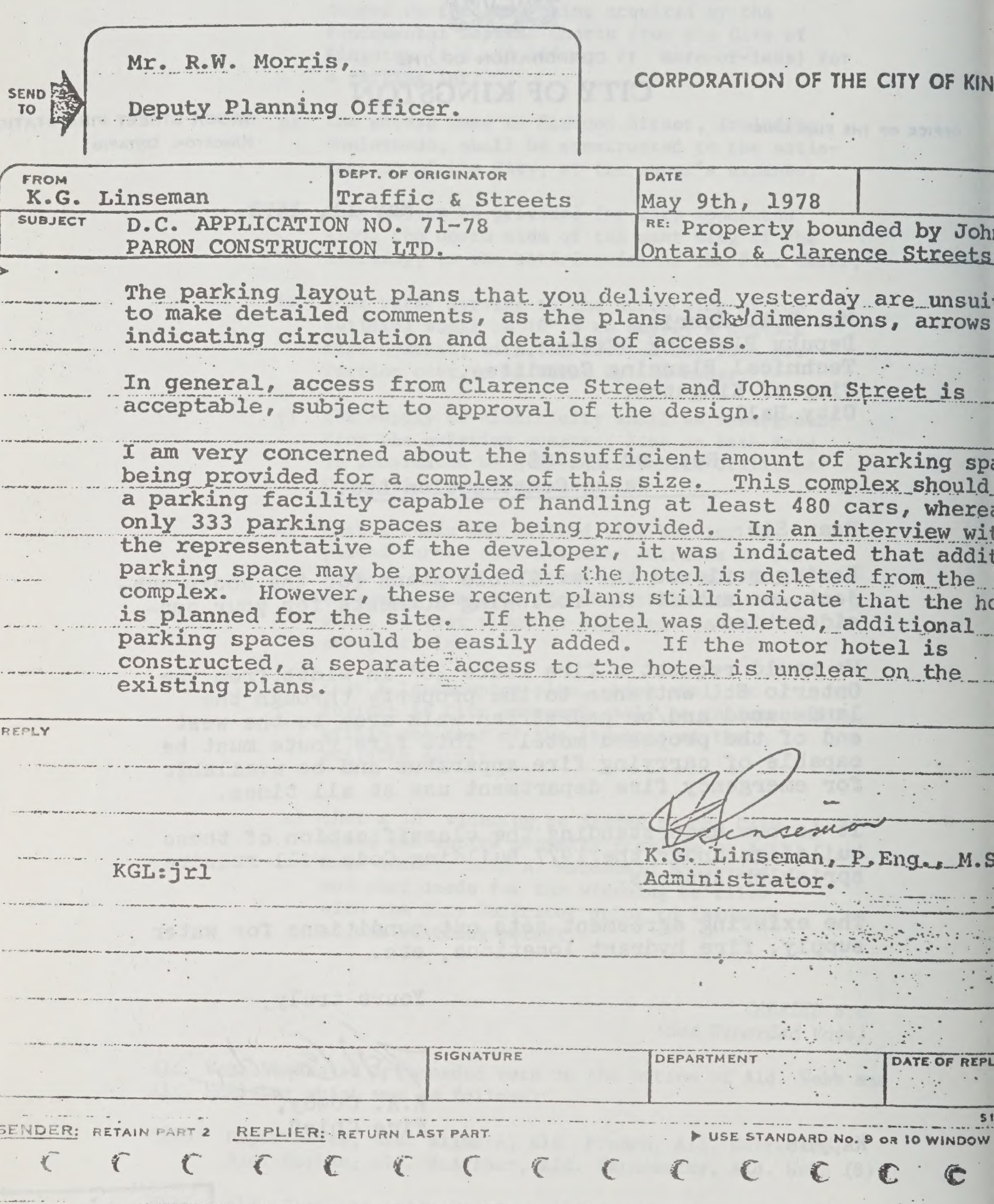
K.A. Cowdy,
Fire Chief.

KAC/db

PLANNING
MAY 12 1978
DEPARTMENT

REPORTS (cont'd)

Report No. 55 - Planning Board (Cont'd)



SEND TO

Mr. R.W. Morris,

Deputy Planning Officer.

CORPORATION OF THE CITY OF KIN

FROM K.G. Linseman	DEPT. OF ORIGINATOR Traffic & Streets	DATE May 9th, 1978	
SUBJECT	D.C. APPLICATION NO. 71-78 PARON CONSTRUCTION LTD.	RE: Property bounded by Joh Ontario & Clarence Streets	

The parking layout plans that you delivered yesterday are unsui
to make detailed comments, as the plans lack dimensions, arrows
indicating circulation and details of access.

In general, access from Clarence Street and JOhnson Street is acceptable, subject to approval of the design.

I am very concerned about the insufficient amount of parking spa
being provided for a complex of this size. This complex should
a parking facility capable of handling at least 480 cars, wherea
only 333 parking spaces are being provided. In an interview wit
the representative of the developer, it was indicated that addit
parking space may be provided if the hotel is deleted from the
complex. However, these recent plans still indicate that the ho
is planned for the site. If the hotel was deleted, additional parking spaces could be easily added. If the motor hotel is constructed, a separate access to the hotel is unclear on the existing plans.

REPLY

KGL:jrl

K.G. Linseman, P.Eng., M.S
Administrator.

SIGNATURE	DEPARTMENT	DATE OF REPL

SENDER: RETAIN PART 2 REPLIER: RETURN LAST PART. ▶ USE STANDARD No. 9 OR 10 WINDOW

REPORTS (Cont'd)

Report No. 55 - Planning Board (Cont'd)

PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON
PHONE 546-1181

ELECTRIC, GAS, WATER AND TRANSIT SERVICES

E, P.ENG., GENERAL MANAGER
, C.A., SECRETARY-TREASURER

COUNTER STREET
AT LAPPAN'S LANE
P.O. BOX 790
KINGSTON, ONTARIO
K7L 4X7

DELIVERED BY HAND

File No. 95-1

May 9th, 1978.

Corporation of the City of Kingston,
Technical Planning Committee,
City Hall,
Ontario Street,
KINGSTON, Ontario. K7L 2Z3

ATTENTION: Mr. R.W. Morris,
Deputy Planning Officer.

Dear Sir:

RE: DEVELOPMENT CONTROL APPLICATION NO. 71-78.

In reply to your memorandum of April 20th, 1978, we wish to make the following comments. We understand from your Mr. G. Muirhead that the proposed development between Clarence Street and Johnson Street, east of Ontario Street is to be considered as completely separate from any development which might occur between Johnson Street and Gore Street. In this circumstance a separate development agreement will be required with the Commission as the third party.

The existing water distribution system on Ontario Street is not adequate to provide fire protection for the proposed development, the closest point of supply which is capable of giving this protection is at Gore Street and Ontario Street. There is a 16" watermain at Clarence Street and Ontario Street but this also cannot provide sufficient fire flow. To solve this problem, it will be necessary to extend the 16" watermain at Gore Street northwards on Ontario Street and connect with the 16" watermain at Clarence Street. The developer will be required to pay for the equivalent cost of a 12" watermain plus the cost of fire hydrants and the Commission will assume the cost of the oversizing from 12" to 16".

The alternative to this course would be for the developer to assume his share of the cost of an immediate watermain extension on Ontario Street from Clarence Street to Johnson Street in conjunction with the signing of an agreement between the Commission and the owners of the water-front property between Johnson Street and Gore Street providing for the installation of the connecting main on similar terms when the latter development occurs.

Report No. 55 - Planning Board (Cont'd)

PAGE - 2 -

However it must be pointed out that this course will give only limited fire protection to the initial development until the Johnson - Gore Street main i installed.

It should be understood that no provision for any of the above work is inclu Water Department capital budget for 1978. Service laterals to individual st in the complex and all private fire mains and hydrants will be at the develop The services and fire protection design will be in accordance with the Commis specifications and will be subject to the approval of the Commission's Engine Department and the Fire Chief.

The estimated electrical load for the project is in the order of 2,000 kilowa The Commission policy for the supply of a load of this magnitude is provision 44 KV to the developer's own transformer. The supply would be loop feed at t corner of Ontario Street and Johnson Street . The developer would be respons for all cabling and transformation costs beyond the property line and for the provision of primary loop feed switching.

Yours truly,

O.P. J.K. Fee, P. Eng.,
General Manager.

WJF:LC

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)

CORPORATION OF THE CITY OF KINGSTON

R.W. Morris

G. de Lugt	DEPT. OF ORIGINATOR Works	DATE 3 May 1978	
Harbour Place		RE:	

reference to the 5 pages of typed details I would like to remark that:

1. Access to the garbage areas is unsuitable for City trucks and garbage collection will need to be arranged by the developer on a private basis.

2. The so-called "public thoroughfares" appear to be 20 ft. wide ramps ending at a 12 ft. wide walk which is unsuitable for vehicular access.

3. If the landscaped podium is meant to serve as a public open space then a comitment to the effect that it will remain so, might be appropriate.

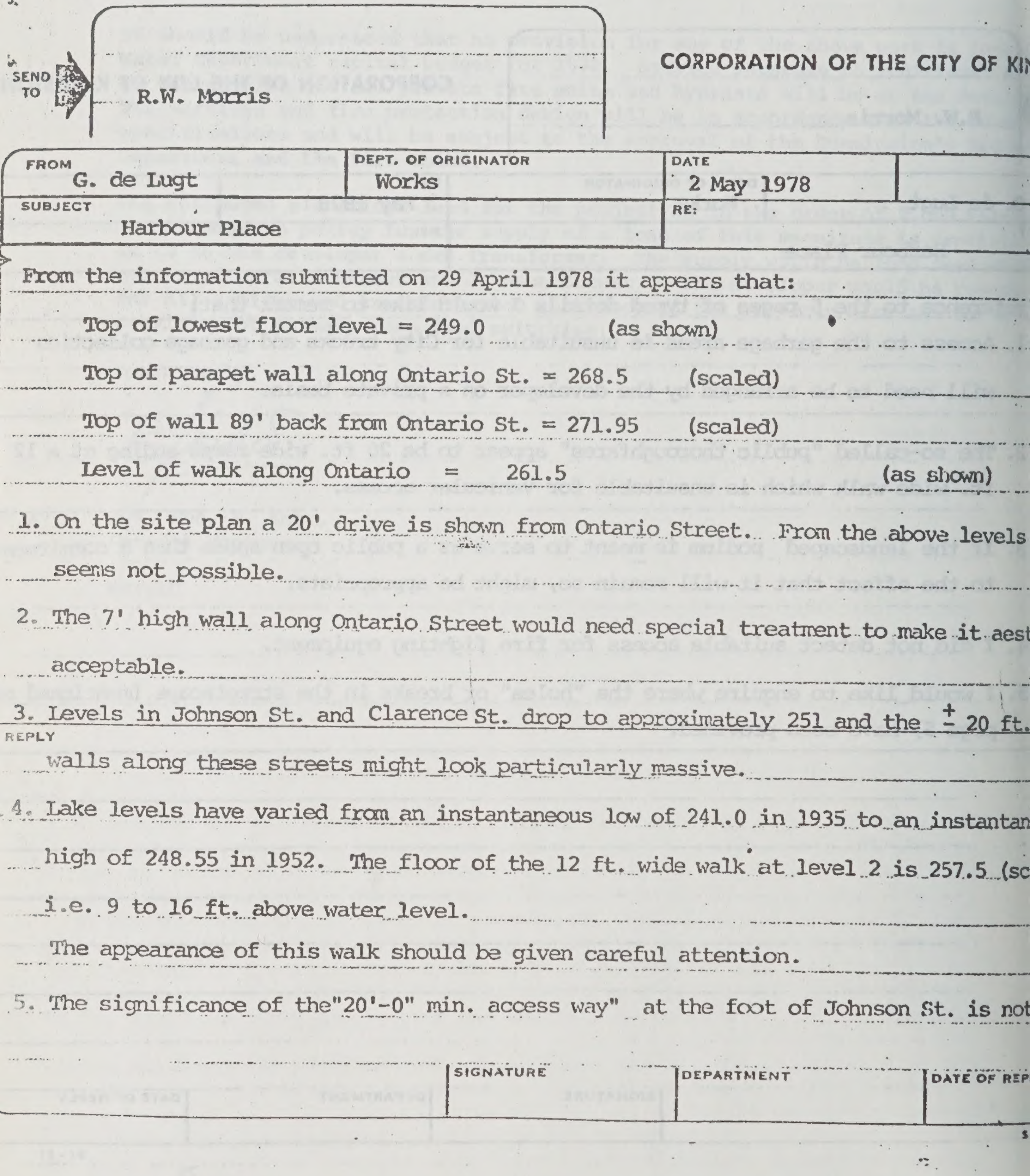
4. I did not detect suitable access for fire fighting equipment.

5. I would like to enquire where the "holes" or breaks in the streetscape (mentioned on page 5) have been provided.

SIGNATURE	DEPARTMENT	DATE OF REPLY

S1.E1

Report No. 55 - City of Kingston Planning Board (Cont'd)



SEND TO R.W. Morris

CORPORATION OF THE CITY OF KI

FROM G. de Lugt

DEPT. OF ORIGINATOR Works

DATE 2 May 1978

SUBJECT Harbour Place

RE:

From the information submitted on 29 April 1978 it appears that:

Top of lowest floor level = 249.0 (as shown)

Top of parapet wall along Ontario St. = 268.5 (scaled)

Top of wall 89' back from Ontario St. = 271.95 (scaled)

Level of walk along Ontario = 261.5 (as shown)

1. On the site plan a 20' drive is shown from Ontario Street. From the above levels seems not possible.
2. The 7' high wall along Ontario Street would need special treatment to make it aest acceptable.
3. Levels in Johnson St. and Clarence St. drop to approximately 251 and the ± 20 ft. walls along these streets might look particularly massive.
4. Lake levels have varied from an instantaneous low of 241.0 in 1935 to an instantan high of 248.55 in 1952. The floor of the 12 ft. wide walk at level 2 is 257.5 (sc i.e. 9 to 16 ft. above water level.

   The appearance of this walk should be given careful attention.
5. The significance of the"20'-0" min. access way" at the foot of Johnson St. is not

REPLY

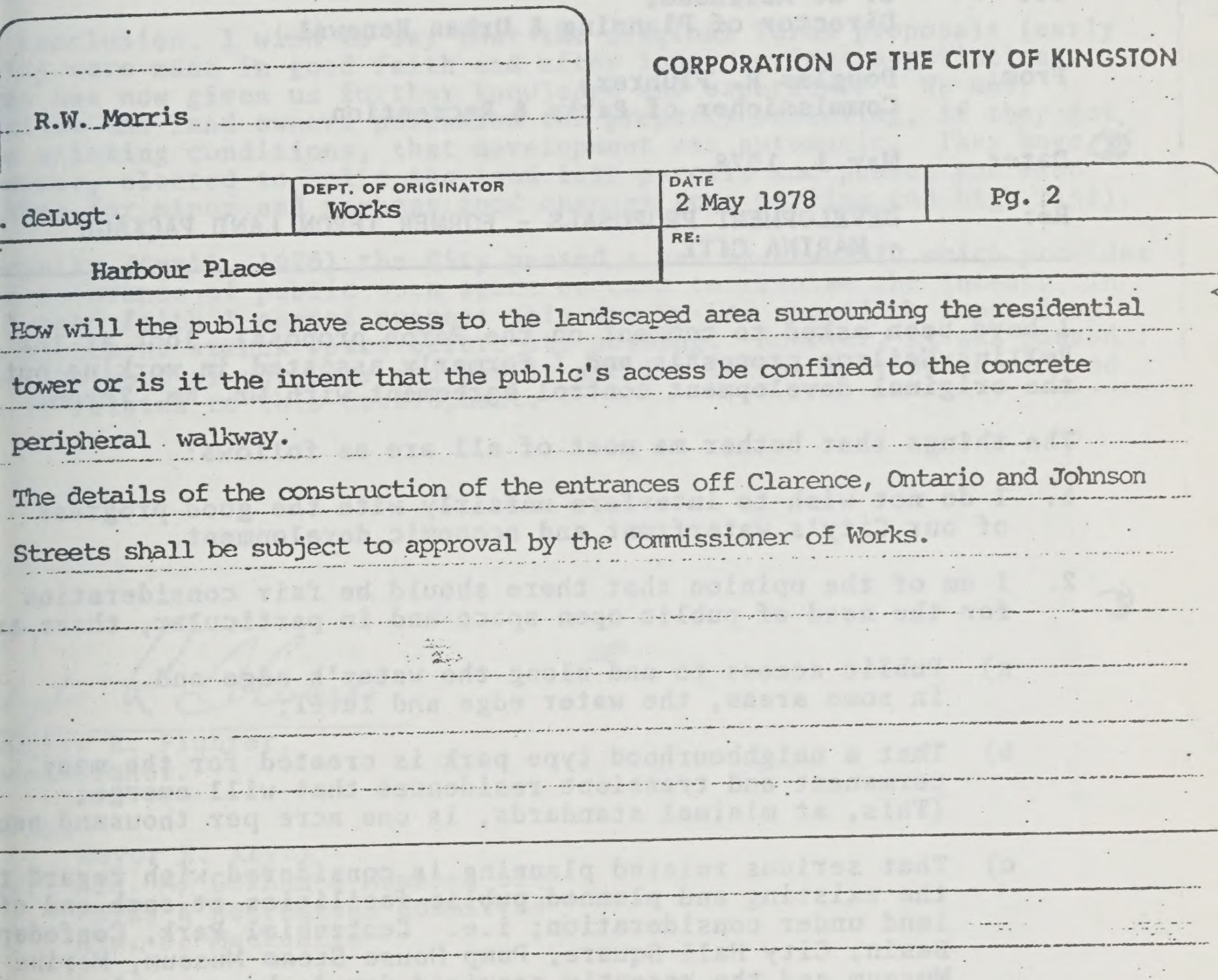
SIGNATURE

DEPARTMENT

DATE OF REP

REPORTS (Cont'd)

Report No. 55 - City of Kingston Planning Board (Cont'd)



CORPORATION OF THE CITY OF KINGSTON

R.W. Morris

	DEPT. OF ORIGINATOR	DATE	
. deLugt	Works	2 May 1978	Pg. 2
		RE:	

Harbour Place

How will the public have access to the landscaped area surrounding the residential tower or is it the intent that the public's access be confined to the concrete peripheral walkway.

The details of the construction of the entrances off Clarence, Ontario and Johnson Streets shall be subject to approval by the Commissioner of Works.

SIGNATURE	DEPARTMENT	DATE OF REPLY

S1-E1

MEMORANDUM

To: G. G. Muirhead,
Director of Planning & Urban Renewal.

From: Douglas R. Fluhrer,
Commissioner of Parks & Recreation.

Date: May 1, 1978.

Re: DEVELOPMENT PROPOSALS - FORMER TERON LAND PACKAGE - MARINA CITY

I have been asked to comment on the Paron proposal, look at the Rollins-Neilson proposals and I formerly assisted in working out the original development control agreement with Mr. Wm. Teron.

The things that bother me most of all are as follows:

1. I do not wish to interfere unfairly with the good progress of our City's waterfront and economic development.

2. I am of the opinion that there should be fair consideration for the need of public open space and in particular, three ar

   a) Public access to and along the water's edge and in some areas, the water edge and level;

   b) That a neighbourhood type park is created for the many permanent and transient residences that will emerge; (This, at minimal standards, is one acre per thousand peo

   c) That serious related planning is considered with regard t the existing and planned public facilities at each end of land under consideration; i.e. Centennial Park, Confeder Basin, City Hall Square, Pump House Steam Museum, Marine Museum and the recently acquired dry dock properties.

3. I feel the City should insist on a total overall commitment from the developer or developers as it relates to public access and open space, and that these commitments should be developed along with the first phase of development and not wait for each phase to happen. The simplest explanation of this proposal would be that the developers build the water's edge walkway, over the entire land package simultaneously wit phase one of development, regardless of which package starts first (including Block E). This should be structurally maint by the developers and guaranteed for public use. The City mi do the day to day care; i.e. snow clearing and cleaning.

.....Con

erhaps these opinions and concerns are difficult to appreciate or esolve both by the developers and/or the City. However, I believe hem to be very important and really not that unrealistic.

n conclusion, I wish to say that the original Teron proposals (early 0's) were made in good faith and after long, serious negotiations. ime has now given us further knowledge and experience. We must ealize the land owners purchased the property believing, if they met he existing conditions, that development was automatic. They have, owever, elected to split the land into parcels and phases and also sking for minor and perhaps good changes (car parking and high rise).

ecently (April, 1976) the City passed a new By-Law 8820 which provides or assurance of public open space or cash to resolve the intent. In ll good faith I cannot suggest this new By-Law should be imposed on n agreement struck years before its passing. However, it was passed or the good of our City and people and its intent must be considered s it relates to this development.

ouglas R. Fluhrer,
ommissioner.

RF/sw

Mayor K. Keyes
.c. Ald. M. Gorham & Members of
Parks & Recreation Committee
Ald. J. Mackenzie

May 3, 1978.

Technical Planning Committee
City of Kingston

Attn: R.W.Morris, Deputy Planning Officer

RE: Development Control Application No. 71-78
Paron Construction Ltd. for Rollins Lumber Ltd.

On reviewing the plans for the above development it is noted that the proposal does not conform with Ontario Building Code, Part 5, Building Standards for Handicapped Persons.

Since all sections of the proposed development fall within the groups of buildings covered by Part 5, Ontario Building Code (office, retail commercial, residential) provisions for conformi with the requirements specified therein must be included before Development Control approval is granted.

The specific requirements are detailed in Part 5 of the Ontario Building Code (excerpts of which are attached). The following general recommendations emphasize the most important revisions and some which are frequently neglected. References for the appropriate section of the Ontario Building Code Part 5 are included.

1. All entrance doors must permit opening of the door by a person in a wheelchair. Automatic doors or power assisted doors are recommended.

2. All ramps must have a maximum gradient of 1 in 12 with level resting platforms 4 feet long at not more than 30 foot intervals. (5.3.5.1)

3. All doorways throughout the proposed development (except minor storage areas) shall have a clear opening free of protruding hardware of at least 2 feet 6 inches when the door is open. (5.3.2.1)

4. Office buildings which exceed 6000 sq. ft. shall have on every floor normally used by the public, accessible washrooms with at least one stall large enough for use by a person in a wheelchair. (5.2.1.4)

....2

5. It is recommended that approximately 5% of the residential units be made fully useable by persons in wheelchairs (i.e. 6-7 units). Although this percentage is not legislated it is becoming an accepted percentage in residential apartment buildings. It is particularly important to have accessible accommodation in mid-city locations since this is often the most desireable living area for handicapped persons with restricted mobility. Units specifically adapted for use by wheelchair bound persons should be spread throughout the building on floors lower than the 6th floor for fire safety. Requirements for full useability by persons in wheelchairs include the following:

a) all doorways shall have a clear opening free of protruding hardware of at least 2 feet 6 inches when the door is open. (5.3.2.1)

b) placement of bathroom fixtures shall be such that allows wheelchair use in the bathroom.

c) patio or balcony threshold shall not exceed five eighths inch height above finished floor on either side. (5.3.2.1)

d) floorcoverings should be smooth or low pile to reduce resistance to wheelchair movement.

e) controls (e.g. elevator buttons, mail boxes, light switches, intercom controls, wall outlets) shall be no higher than 48 inches above the floor and no lower than 15 inches.

f) door handles and faucet handles should be lever type handles to allow for use by persons with limited hand function.

NOTE: It should be understood that all modifications suggested for handicapped persons render facilities generally more convenient for non-handicapped persons as well. If such provisions are included in original plans cost differential is minimal or nil.

6. In the residential building and the motor hotel, all rooms and spaces intended for common use shall be accessible to persons in wheelchairs (e.g. exercise and sauna area, swimming pool, lounges, hobby and community rooms, etc.) (5.2.1.6)

....3

3.

7. Motor hotel units should have all doorways with at least 2 feet 6 inches clear opening and thus accessible for use by persons in wheelchairs.

8. Public telephones, drinking fountains, vending machines etc. shall be no higher than 48 inches from the floor.

Since Harbour Place is a major commercial/residential development in downtown Kingston, and will provide a focus of activity in the future, it is essential that planning include complete provisions for access for Kingston's citizens who have limited mobility due to advancing age or physical handicap. Full specifications are found in Part 5 of the Ontario Building Code. The above recommendations provide only a summary of some major requirements.

Barbara J. O'Shea

Barbara J. O'Shea, M.S.,O.T.Reg.(C)
City Council Advisory Committee on
the Needs of the Handicapped and the
Aged, Accessibility Subcommittee.

cc. Mrs Loretta O'Driscoll,
Chairman, City Council Advisory Committee
on the Needs of the Handicapped and the Aged.

PLANNING
MAY 4 1978

REPORTS (Cont'd)

Ald. McArthur presented Report No. 56 of the Public Works Committee as follows:

Moved by Ald. McArthur,
Seconded by Ald. Allmark,

That Report No. 56 of the Public Works Committee be received and adopted clause by clause.

Report No. 56

May 15, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of a 26 ft. wide asphalt pavement with curbs, gutters, boulevards and turning circle on Algonquin Terrace from Champlain Avenue southerly to the end of the street under the provisions of Section 7 of The Local Improvement Act -

Estimated cost	$29,525.63
Owners' share	9,450.12
Corporation's share	10,037.76
Anticipated MTC subsidy	10,037.75
Debenture amount	19,487.88

CARRIED

2. That two ½ ton pick-up trucks be purchased for use by the Superintendent of Works and the Superintendent of Sewage Disposal System rather than two compact automobiles as trucks have a multi purpose use.

CARRIED

Respectfully submitted,

(Signed) Neil McArthur (Vice-Chairman)
G. Allmark
J. Hawkins
K.W. Matthews

* * *

REPORTS (Cont'd)

Ald. Gorham presented Report No. 57 of the Parks & Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 57 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No.57

May 11, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to include the following admission fees to roller skating sessions at the Youth Centres -

Existing	Proposed
50¢ for persons under age of 12	75¢ for persons under age of 12
75¢ for person of the age of 12 and over	$1.25 for persons of the age of 12 and over
-	$2.00 for mixed couple

(Admission fee includes skates)

CARRIED
(Ald. Gerretsen Oppose

Ald. Clements and Ald. Webb withdrew from the meeting.

2. That the following accounts be paid -

Allan Fyfe Equipment Ltd - $1756.62 - repairs to the Asplundh Line Lift (tree trimming bucket truck)

Plant Products Co Ltd - $1380.00 - supply of chemicals used in the treatment of dutch elm disease

CARRIED

3. That the tenders for the supply of 15,000 s.y., more or less, of nursery sod be accepted in part, as set out hereunder -

To Belhaven Turf Farms at price of $.495 per s.y.
To Manderley Turf Farms at price of $.5016 per s.y.

CARRIED

REPORTS (Cont'd)

Report No. 57 - Parks & Recreation (Cont'd)

4. That tenders for the supply of earth fill, clean earth fill and top soil be accepted in part as set out hereunder -

Earth Fill	Tenderer	Cost
2000 cy	K.Mulrooney Trucking Ltd	$1.74 c.y.
	W.J.McKendry & Sons Ltd	1.75 c.y.

Note - Alternate supply sources should offset delivery delays.

Clean Earth Fill	Tenderer	Cost
12,000 c.y.	W.J.McKendry & Sons Ltd	$1.85 c.y.
Top Soil 3000 c.y.	Joyceville Sand and Gravel Ltd	$3.25 c.y.

Ald. Tarnowecky withdrew from the meeting. *CARRIED*

5. That the offer of the Ontario Winter Games Management Committee to provide the City with $15,000.00 to construct a 300 meter speed skating track for the Winter Games which will be used as a multi purpose track during the non winter months, be accepted with appreciation.

CARRIED

6. That the following resolution of the Town of Goderich be not endorsed -

"That whereas the Town of Goderich recognizes that the Municipal Grant Reform Committee's recommendations include the elimination of a number of direct and conditional grants, among them those under The Parks Assistance Act;

Whereas it might be advisable to incorporate a number of conditional grants into a revamped system of unconditional grants, the Corporation of the Town of Goderich takes the stand that the Parks Assistance Act should not be one of these eliminated since the Town of Goderich is of the opinion that the proposed discontinuation of grants under The Parks Assistance Act would discourage many municipalities from acquiring, preserving and developing public open space. Such an act would be particularly detrimental to smaller municipalities.

Now Therefore let it be resolved that the Provincial Government give consideration to the above concern.".

REPORTS (Cont'd)

Report No. 57 - Parks & Recreation (Cont'd)

6. (Cont'd)

Note The Parks and Recreation Committee believes that there are too many Acts and the Provincial Government should be requested to condense them into an expanded version of The Community Centres Act or Wintario and the Committee will be preparing a resolution in this regard for presentation to Council for approval and circulation to other Ontario Municipalities for endorsation.

CARRIED

Respectfully submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Clements and Ald. Tarnowecky returned to the meeting.

Ald. Mackenzie presented Report No. 58 of the Finance and Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Gerretsen,

That Report No. 58 of the Finance & Accounts Committee be received and adopted clause by clause.

REPORT NO. 58

To the Mayor and Aldermen:

May 17, 1978

The Finance and Accounts Committee reports and recommends as follows:

Ald. French declared a conflict of interest in Clause 1.

1. That List of Accounts No. 3, dated March 1978, in the amount of $5,854,047.44, for expenditures incurred under proper authorization, be approved.

(Note: Copy of List of Accounts distributed to each member of Council on April 7, 1978).

CARRIED
(Ald. French Abstained)

Ald. French declared a conflict of interest in Clause 2.

2. That List of Accounts No. 4, dated April 1978, in the amount of $3,935,840.37, for expenditures incurred under proper authorization, be approved.

(Note: Copy of List of Accounts distributed to each member of Council with the Agenda.)

CARRIED
(Ald. French Abstained)

Ald. McArthur withdrew from the meeting.

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

3. That the Council of the Corporation of the City of Kingston hereby consents to the sale of water by the Public Utilities Commission to the Township of Pittsburgh and the execution of an agreement with the Township of Pittsburgh and the Public Utilities Commission for the supply of water to the Township of Pittsburgh, said agreement to contain the following provisions:

   a) Supply and sell water to the Township for a period of 5 years from the first day of January, 1978 for resale to customers resident within the Water area of the Township of Pittsburgh and Department of National Defence.

   b) Point of delivery to be the meter chamber located at the east end of the 16" watermain under the Great Cataraqui River. The meter shall be provided and maintained by the Commission.

   c) The Township agrees that all customers in the said water area of the Township, including the Department of National Defence, shall without exception be supplied by means of and through individually metered supply lines.

   d) The water supply by the Commission at the point of delivery will be dependent upon the limits of the capacity of the said main and of the connecting distribution system in the City of Kingston, and the Township mains and nothing in the agreement shall obligate the Commission or the City to increase such capacity at any time. Delivery shall be in such quantities at such pressures and rates of flow as to provide the quantities at the pressures and rates specified in the agreement.

   e) Rates and Payments

   First 500,000 gallons per month at 57¢ per 1,000 gallons.
   Next 4,500,000 gallons per month at 35¢ per 1,000 gallons.
   Next 95,000,000 gallons per month at 26¢ per 1,000 gallons.
   All over 100,000,000 gallons per month at 20¢ per 1,000 gallons.
   Minimum monthly charge - 1/12 X 365 X 50% of annual contracted average day demand, at the above rate.

   Above rates to be net and will be increased by 5% if not paid within 15 days after demand which shall be immediately after the meter reading on the first working day of each month.

   Rate schedule shall be subject to revision from time to time, such rate to be fixed by the Commission at the expiration of each calendar year period or at such time as the Commission makes effective a change in water rates applicable to customers within the City of Kingston.

   f) Effective date of agreement shall be the first day of January 1978, and from and after such date, the agreement shall supersede and cancel the agreement between the parties dated September 22, 1969 pertaining to the supply of water to the Township by the Commission via the Water Works system of the Department of National Defence.

   (Note: The Township of Pittsburgh has acquired the ownership of the watermain system in the Village of Barriefield.)

CARRIED

Ald. Gorham withdrew from the meeting.
Ald. McArthur returned to the meeting.
Ald. Timmins withdrew from the meeting.

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

4. That Ald. Mackenzie be appointed as the City's representative to the Chamber of Commerce for the balance of the year 1978.

CARRIED

5. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $152,479.00 for improvements to the North End Pumping Station, for sale to Central Mortgage and Housing Corporation.

Proposed Financing

C.M.H.C. Forgiveness	$ 50,826.33
C.M.H.C. Debenture	152,479.00
Reserve for Sewer Capacity	110,497.42
Total Cost:	$313,802.75

Interest rate 10.0% - Term 15 years
Work Authorized by By-Law 8206.

CARRIED

6. That the balance of the cost of $42,888.75 for the construction of a phosphate removal facility at the Water Pollution Control Plant be financed from the reserve for Sewer Capacity.

Proposed Financing

Federal Government Contribution	$ 5,557.02
C.M.H.C. Forgiveness	9,749.15
Reserve for Sewer Capacity	42,888.75
Total Cost:	$58,194.72

Work Authorized by By-Law 8282.

CARRIED

7. That it be recommended to Council that the following budget transfer be approved:

	Increase	Decrease
FINANCE CONTINGENCIES	$2,148.	-
CHILDRENS AID SOCIETY		
City of Kingston Share	-	$2,148.

(Note: *The Childrens Aid Society has notified that the Ministry of Community and Social Services and the Board of Directors of the Childrens Aid Society have approved their 1978 Budget. The City's share will be $2,148. less than originally approved.*

CARRIED

Ald. Timmins returned to the meeting.

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

8. That, as recommended by the Parks and Recreation Committee, an agreement be entered into with the Canadian Olympic Training Regatta, Kingston, to lease them 160 square feet in the location shown coloured in red on the Portsmouth Olympic Harbour lease area diagram dated May 1, 1978, for a period of five years commencing June 1, 1978, at a yearly rental of $880, calculated at $5.50 per square foot, inclusive of heating, light and water, payable in advance, the sum of $73.33 at the beginning of each and every calendar month during the term of the lease.

(Note: i) A copy of the area diagram dated May 1, 1978 showing the location coloured in red is attached as Appendix "A".

ii) Annual rental rate shall be adjusted by the same percentage change as the change in the Consumer Price Index of Statistics Canada every 12 months.)

CARRIED

9. That the account of Mr. T.W. Sargeant for professional negotiating services, as follows, be approved for payment.

Services - Dec. 1/77 to Mar. 31/78	$5,340.00
Less 1978 annual dues	1,010.00
Deficit:	4,330.00
Less 25% rebate to regular fee members	1,082.50
Balance:	$3,247.50

and further that the account of Mr. T.W. Sargeant for travelling expenses in the amount of $632.48 be approved for payment.

	Local 109	Local 141
Total number Committee meetings	4	5
Total meetings - Director of Personnel	2	2
Total hours charged to Mar. 31, 1978 for services in Kingston	27½	31½
Total cost for services including preparation time in Toronto	$2,490.	$2,850.
TOTAL:	$5,340.	

Preparation time distributed as follows:

Local 109 = $140
Local 141 = $360
$500.

CARRIED

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

10. That, as recommended by the Planning Board, the deeding of the walkways as specified in the original agreement between Murney Developments Limited and the City, dated December 13, 1971, for this land will suffice to fulfill the requirements as laid out in By-Law No. 8820.

(*Note: See Clause 1, Report No. 55 of the City of Kingston Planning Board. The recommendation of the Planning Board is based on the fact that the walkways the original developer agreed to deed to the City (and the current developer also agrees to this) in fact consist of more than 5% of the site.)*

CARRIED

(Ald. Miller, Ald. Tarnowecky Opposed)

11. That consent be granted to the assignment of the lease with Mr. David Champion Smith to Mr. Garry Dawdy for Lot 4, Registered Plan 525, Pittsburgh Township, West of the Sewage Treatment Plant, for a period ending July 30th, 1980, with the option to extend the lease for an eight year period on terms to be negotiated prior to the expiration of the lease on July 30th, 1980.

(*Note: The lease provides for adjustment of the rental rate annually by the same percentage change as the change in the Consumer Price Index of Statistics Canada.)*

CARRIED

12. That the account of Brian Arnott Associates in the amount of $875. for the second instalment of Professional Fees for Part II of the Grand Theatre Feasibility Study be approved for payment.

CARRIED

13. That as recommended by the Director of Purchasing, the quotation of Harold's Demolition, in the amount of $585. for the demolition of 1193 King Street West, be accepted, it being noted that this is the lowest of five bids received; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE MISCELLANEOUS	$585.	-
FINANCE CONTINGENCIES	-	$585.

(*Note: The recommended firm can commence demolition immediately and forecast a completion date of one week.)*

CARRIED

14. That the endorsation of the City of Kingston be given to the Wheelathon to be held by the Handicapped Fighters C.B. Club on June 3, 1978.

(*Note: It is also proposed to have other fund raising activities, e.g. Bingo, Car Washes, paper drives, etc.)*

CARRIED

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

15. That, as requested by the Public Utilities Commission, the purchase be authorized of one 53 seater passenger replacement unit at an estimated cost of $77,000. for delivery in January, 1979; City's share (25%) $19,250; Province share (75%) $57,750; and further that the City's share of $19,250. be provided from Finance Contingencies.

(Note: City Council, in December 1977, approved the purchase of two 53 seater replacement units for delivery in 1978. The P.U.C. had requested approval for three new buses. The Ministry of Transportation and Communications has approved subsidy for the three buses and is prepared to provide subsidy for up to six additional units in 1978.

A copy of the request from the P.U.C. to the Finance Committee was distributed to all members of Council.)

CARRIED

16. That, as recommended by the Transportation Committee, the following resolution be reaffirmed:

"That the Ministry of Housing be notified of Council's concern relating to the street layout of the proposed subdivision of Pt. Lot 3, Conc. I, Township of Kingston, inasmuch as the north/south arterial road is shown crossing airport property, and no agreement has been reached regarding the location of the north/south arterial; and further, requesting the Ministry of Housing to apply the N.E.F. requirements to whatever construction is necessary in that area; and further that the Ministry of Housing be advised that registered zoning is presently being enacted to apply height restrictions in proximity of the airport.

- and -

that the above be filed with the Ministry of Housing as an interim report, pending further discussion of this matter by the Kingston Area Planning Board, Finance Committee and City Council."

(Note: Original motion presented to Council on April 24, 1978 (Clause 7, Report No. 46) was Tabled.)

CARRIED

17. WHEREAS the land use policy of the Ministry of Housing relates to a Noise Exposure Forecast System (N.E.F.) contours when applied to the Kingston Airport imposes certain restrictions regarding the type of development allowed on land adjacent to airport property; and

WHEREAS the developers of a proposed plan of subdivision, Twp. of Kingston, Pt. Lot 3, Conc. I, Ministry of Housing File No. 10T-78027, have expressed their concern regarding these imposed restrictions; and

WHEREAS the Official Plan of the Township of Kingston provides for residential development on land adjacent to and in close proximity to the airport; and

WHEREAS the City of Kingston recognizes the need for protection of the residential population from annoyance caused by aircraft noise;

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

17. (Cont'd)

THEREFORE BE IT RESOLVED that the City of Kingston undertake a joint application with the Township of Kingston to again request from Transport Canada that N.E.F. contours established for the Kingston Airport in 1973 by C.M.H.C. be updated.

(Note: N.E.F. contours for the Kingston Airport were requested from Transport Canada, June 30, 1977. (Reference Clause 1, Report No. 68 1977)).

CARRIED

18. That Mayor Ken Keyes and Ald. Y. Tarnowecky be appointed as the City's Representatives on the Intermunicipal Committee of Economic Development for the year 1978.

(Note: The Township of Kingston's representatives are Reeve Peter Beeman and Mr. Angus Ross, Chairman of the Township Industrial Commission.)

CARRIED

19. That 1,000 City of Kingston Commemorative Pins be purchased from Emblematic Jewellery Products of Canada Limited, at a cost of $1.10 each, plus Provincial Sales Tax.

CARRIED

20. That the resignation of Mr. Roy Smallian as a member of the Kingston Local Architectural Conservation Advisory Committee be accepted with regret and that the appreciation of Council be extended to him for his public service.

CARRIED

21. That arrangements with St. Lawrence College made by the Director of Personnel to provide a four week training course of two hours per week in the Loyalist Room at City Hall for supervisory personnel at a cost of $800. (16 hrs. at $50 per hour) be confirmed and that department heads be authorized to designate personnel to attend the course up to a maximum of twenty supervisory employees; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE CONTINGENCIES	-	$800.
FINANCE MISCELLANEOUS	$800.	-

CARRIED

22. Whereas the Finance Committee has considered the following resolution from the Public Works Committee:

"That effective June 1, 1978, all Public Works Department Vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

22. (Cont'd)

AND WHEREAS at the Finance meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:

a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.

b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.

c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to City vehicles taken home.

d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000. is far outweighed by the more efficient service the citizens receive;

THEREFORE BE IT RESOLVED that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed, with the understanding that any additional use of vehicle privileges to any employee shall be subject to the approval of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the Clerk-Comptroller:

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2
Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1
Foreman - Forestry & & Weed Control	"	1
Foreman - Maintenance & Construction	"	1
Assistant Administrator	Traffic & Streets	1

(Ald. Hawkins Opposed)

TABLED
(See following Motion)

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Clause 22, Report No. 58, be TABLED until the next Council meeting.

CARRIED

REPORTS (Cont'd)

Report No. 58 - Finance and Accounts (Cont'd)

23. That, as recommended by the Clerk-Comptroller, and concurred by the Police Commission, the firm of William M. Mercer Limited, Consulting Actuaries, Ottawa, be retained to advise the Finance Committee and the Police Commission on pension policy.

(Note: In 1977 this firm was engaged for the Fire Department Arbitration at a fee of $435 per day, or $87 per hour.)

CARRIED

(Ald. McArthur Opposed)

24. WHEREAS Council, on April 24, 1978 (Clause 19, Report No. 46), engaged Professor R. Chapman, Assistant Professor of the School of Business at Queen's University, to do a market analysis study of the Central Business District;

AND WHEREAS it has been possible for the two student project employees to be hired directly by the City of Kingston under the auspicies of the Experience '78 Summer Employment Program, sponsored by the Province of Ontario;

AND WHEREAS this will result in the cost of the study by Professor R. Chapman to be $14,409 ($17,762 less $3,053 for salaries of the student project employees);

THEREFORE BE IT RESOLVED that payments for the study be authorized as follows, with the understanding that the final payment shall be subject to the approval of Council when the report has been received:

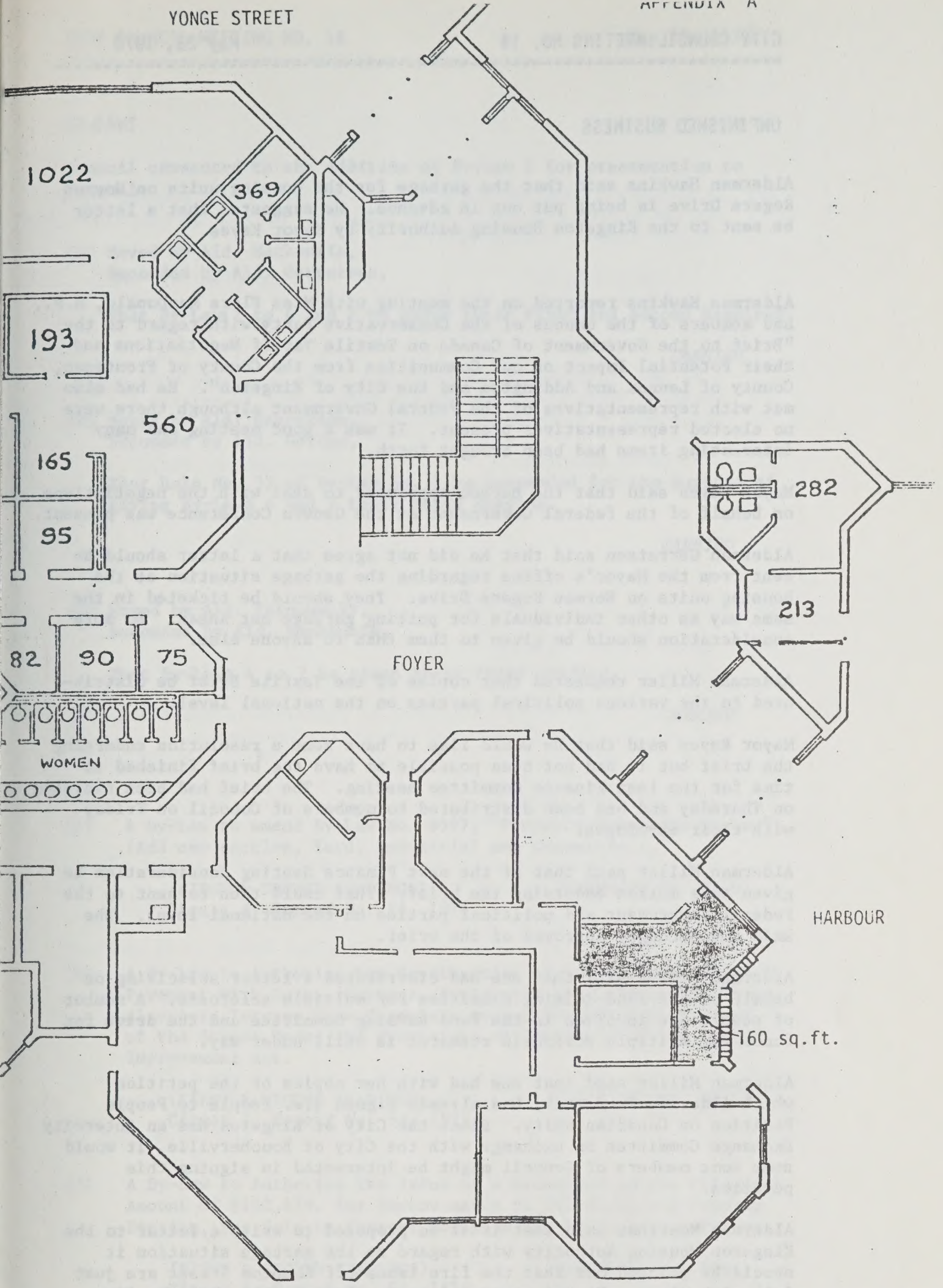
On Study Commencement	$1,470.90
On June 1, 1978 (20% of $14,709)	2,941.80
On July 1, 1978 (20% of $14,709)	2,941.80
On completion of study and submission of 30 copies of the Final Report (50% of $14,709)	7,354.50
	$14,709.00

CARRIED

Respectfully submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *


YONGE STREET
1022
369
193
560
165
95
282
213
82
90
75
FOYER
WOMEN
HARBOUR
160 sq.ft.

PORTSMOUTH OLYMPIC HARBOUR Lease
Area Diagram
First Floor Scale 1/16"=1'
Prepared by Parks & Recreation
Department, May 1, 1978

PAGE ONE OF SCHEDULE "A"
TO AGREEMENT BETWEEN THE
CITY OF KINGSTON AND
CANADIAN OLYMPIC-TRAINING
REGATTA KINGSTON

UNFINISHED BUSINESS

Alderman Hawkins said that the garbage for the housing units on Norman Rogers Drive is being put out in advance. He suggested that a letter be sent to the Kingston Housing Authority by Mayor Keyes.

Alderman Hawkins reported on the meeting with Miss Flora MacDonald, M.P., and members of the caucus of the Conservative Party with regard to the "Brief to the Government of Canada on Textile Tariff Negotiations and their Potential Impact on our Communities from the County of Frontenac, County of Lennox and Addington and the City of Kingston". He had also met with representatives of the Federal Government although there were no elected representatives present. It was a good meeting and many interesting items had been brought forth.

Mayor Keyes said that the person appointed to deal with the negotiations on behalf of the federal Government at the Geneva Conference was present.

Alderman Gerretsen said that he did not agree that a letter should be sent from the Mayor's office regarding the garbage situation at the housing units on Norman Rogers Drive. They should be ticketed in the same way as other individuals for putting garbage out ahead. No more consideration should be given to them than to anyone else.

Alderman Miller requested that copies of the Textile Brief be distributed to the various political parties on the national level.

Mayor Keyes said that he would like to have sent a resolution endorsing the brief but it had not been possible to have the brief finished in time for the last Finance Committee meeting. The brief had been finished on Thursday and had been distributed to members of Council on Friday with their envelopes.

Alderman Miller said that at the next Finance Meeting consideration be given to a motion endorsing the brief. That could then be sent to the Federal Government and political parties on the national level. She said she strongly approved of the brief.

Alderman Miller said that she had distributed a letter soliciting on behalf of the Fund Raising Committee for multiple sclerosis. A number of people are involved in the Fund Raising Committee and the drive for funds for multiple sclerosis research is still under way.

Alderman Miller said that she had with her copies of the petition which Alderman Tarnowecky had already signed i.e. People to People Petition on Canadian Unity. Since the City of Kingston has an Intercity Exchange Committee on exchange with the City of Boucherville, it would seem some members of Council might be interested in signing this petition.

Alderman McArthur said that if it is proposed to write a letter to the Kingston Housing Authority with regard to the garbage situation it should be pointed out that the fire lanes off Compton Street are just full with glass. He had suggested to Mr. Quenneville that the City take sweepers out and clean up the glass as a charge to the Kingston Housing Authority. Perhaps persons on welfare assistance could be hired to sweep up the glass.

* * *

BY-LAWS

Council consented to the addition of By-Law 7 for presentation to Council.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 4 and 7 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 4 and 7 their Third Reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 4 to 7 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to amend By-Law No. 8597, "Property Standards By-Law" (Add new section, Yard, Industrial and Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9249)
Clause 8, Report No. 54, 1978

(2) A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement With Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the end of the Street Under the Provisions of Section 7 of The Local Improvement Act.

(FIRST & SECOND READINGS) (PROPOSED NO. 9250)
Clause 1, Report No. 56, 1978

(3) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $152,479. for Improvements to the North End Pumping Station, for Sale to Central Mortgage and Housing Corporation.

(FIRST & SECOND READINGS) (PROPOSED NO. 9251)
Clause 5, Report No. 58, 1978

(4) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on May 23, 1978.

(THREE READINGS) (PROPOSED NO. 9252)
City Council Meeting No. 14

(5) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters".

(THIRD READING) (PROPOSED NO. 9244)
Clauses 2 and 3, Report No. 47, 1978

BY-LAWS (Cont'd)

(6) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9245)
Clause 4, Report No. 47, 1978

(7) A By-Law to Authorize the Execution of An Agreement With Royal Canadian Horse Artillery Brigade Association (Committee of Adjustment - Conveyance - Part of Water Lot 21)

(THREE READINGS) (PROPOSED NO. 9253)
Committee of Adjustment

* * *

MOTIONS

(A) Moved by Ald. Timmins,
Seconded by Ald. Matthews,

That the condolences of Council be expressed to the family of the Late Sgt. T. Hogan of the Police Department.

CARRIED

(B) Moved by Ald. McArthur,
Seconded by Ald. Matthews,

That the sympathy of Council be expressed to the sister of the late Minnie Ball, a former City employee.

CARRIED

The following Notice of Motion was received and TABLED until the next Council meeting:

Moved by Ald. French,
Seconded by Ald. Mackenzie,

That commencing with the second Council Meeting in June, "Unfinished Business" be suspended until after the next municipal election.

TABLED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That Council do now adjourn.

CARRIED

Council adjourned at 11.20 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council will be held on Monday, June 12, 1978, in the Council Chamber at City Hall at 8 p.m.

ROLL CALL

TABLING OF DOCUMENTS

1. 1977 Annual Report of the Public Utilities Commission.
2.

MINUTES

That the Minutes of City Council Meeting No. 14 held on Tuesday, May 23, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(368) From Mr. J.A. Palilionis, 23 Runnymede Road, complaining about the 1978 tax increase. The Clerk Comptroller has replied to the letter.

(369) From Lillie McGinnis and family expressing their appreciation to Council for their condolences.

(370) From the Ministry of Consumer and Commercial Relations enclosing a publication titled *Starting A Small Business* explaining sole proprietorship, partnership and incorporation and listing planning requirements, government procedures, laws, product standards, financial assistance and other areas with which the prospective business owner should be familiar.

(371) From the Ministry of Community and Social Services acknowledging receipt of Council's resolution regarding the old CN Station on Montreal Street and the letter to Mr. R.J. Keir regarding Waterfront Ownership and Leasing.

(372) A publication *RECOUP, Canada's Secondary Materials Market,* dated May 15, 1978.

(373) A publication *CURRENT TOPICS* issued by the Association of Major Power Consumers in Ontario, in the interests of equitable energy rates, dated May, 1978.

(374) From The Gadabouts (Senior Citizen's Choir, Kingston) expressing their thanks to the City for their grant of $1,000 for 1978.

(375) From the Ministry of Community and Social Services, acknowledging receipt of the City's resolution regarding jury duty fee increases and property tax rebates for residents in Homes for the Aged and Charitable Institutions.

(376) From "Theatre 5", Kingston, expressing their thanks to the City for their grant of $1,000.

(377) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND* Nos. 78/18, 78/19 and 78/20.

(Copies have been distributed to members of Council.)

COMMUNICATIONS (Cont'd)

To be Referred to the Community Services Committee

(378) From the Borough of Scarborough notifying that they have endorsed the use of smoke detectors in all dwellings across Canada and support the very positive approach which is being undertaken by their Fire Department to encourage householders to instal these life and property saving devices and requesting Council's endorsation of their communication and attached press release and information brochure on the subject.

(379) From the Regional Municipality of Waterloo requesting Council's endorsation of their resolution with respect to the increase of the Basic Needs Allowance for beneficiaries under the General Welfare Assistance Act and under the Family Benefits Act in order that this allowance reflect more accurately the true cost of shelter and that the Government of Ontario be petitioned to provide a subsidy of 80% for approved rent supplement expenditures by municipalities on behalf of General Welfare Assistance.

Which Has Been Referred to the Community Services Committee

(380) From the Frontenac County and Lennox & Addington County Roman Catholic School Board, commenting on the proposal of the City of Kingston to sponsor a change from election by general vote to election by a ward system for the Boards of Education, and requesting that the City refrain from passing a By-Law which would provide for elections on a ward basis.

Which Has Been Referred to the City of Kingston Planning Board

(381) Applications to amend the Official Plan and Zoning By-Law No. 8499 by the owners of the Paisley Hotel Limited for the provision of a parking lot in association with the Shamrock Hotel due to a parking space shortage.

To be Referred to the Housing Sub-Committee

(382) From the Ministry of Housing, their NEWSLETTER dated May 26, 1978.

Which Has Been Referred to Mr. G.G. Muirhead, Director of Planning and Urban Renewal

(383) From the Ministry of Culture and Recreation enclosing their Designation Kit for reference for all municipalities which are exercising their powers under Part IV of The Ontario Heritage Act, 1974.

Which Has Been Referred to the Transportation Committee

(384) From Mr. J.R. Burman, Director of Tourism, Kingston Bureau of Tourism, regarding parking violations and their impact on goodwill and the referral mechanism so influential in tourism.

Which Has Been Referred to the Public Works Committee

(385) From the President of the Little Cataraqui Environment Association regarding preventive measures to reduce the impact of surface and storm sewer run-off.

COMMUNICATIONS (Cont'd)

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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COMMUNICATIONS (Cont'd)

To be Filed

(386) From the National Youth Orchestra of Canada expressing their thanks to the City of Kingston for their grant of $750 for 1978.

(387) From the Royal Canadian Legion, Branch 560 and Branch 9, expressing their thanks to the City of Kingston for the courtisies extended to them during the International Goodwill Day Parade on May 27, 1978.

(388) From the Committee on Nuclear Issues in the Community regarding the City's request that they hold a public meeting in Kingston in the fall of this year, and notifying that within the next month they will be distributing to communities across Canada information about their organization. Once they receive responses to this information they will decide in order of priority which communities to visit first.

(389) From Dr. H.H. Westenberg thanking the City for its gift to him of Volume Four of "Buildings of Architectural and Historic Significance".

(390) From the Metric Commission Canada, their publication *Metric Monitor*, dated April, 1978.

To be Referred to the Finance and Accounts Committee

(391) From the Corporation of the City of Woodstock requesting endorsation of their following resolution:

"WHEREAS property taxes and mortgage interest rates are becoming increasingly burdensome making it difficult for the average person to own property;

AND WHEREAS income taxes are charged on total income without regard to the property taxes or interest costs paid out by home owners which results in taxes being paid on taxes;

AND WHEREAS property taxes and interest on mortgages should be an allowable deduction under The Income Tax Act to eliminate the inequality of taxes being paid on taxes;

THEREFORE the Council of The Corporation of the City of Woodstock petition the Honrouable John Chretien to amend The Income Tax Act to allow property taxes and interest on mortgages as deductions on Income Tax."

(392) From the City of Sarnia requesting that the City endorse their resolution that the Province of Ontario be requested to amend its legislation to clearly provide that the responsibility for employing, deploying and paying the cost of school crossing guards, as may be required, shall be the responsibility of Boards of Education.

COMMUNICATIONS (Cont'd)

To be Filed

([illegible]) From the National Trust [illegible] [illegible] to the City of [illegible] for [illegible] 1979

([illegible]) From the [illegible] League, [illegible] [illegible] to the City of [illegible] [illegible] on [illegible].

([illegible]) From the Committee on [illegible] the City's request that [illegible] of this year, and [illegible] [illegible] [illegible] [illegible] [illegible] [illegible].

([illegible]) From Dr. [illegible] the City for [illegible] "[illegible]" [illegible].

([illegible]) From the [illegible] Commission [illegible] dated April [illegible], 1979

To be Referred to the Committee on [illegible]

([illegible]) From the [illegible] of the City of [illegible] following resolution:

WHEREAS [illegible]

AND WHEREAS [illegible]

AND WHEREAS [illegible]

THEREFORE [illegible]

([illegible]) From the City of [illegible] [illegible] of [illegible].

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Commissioner of Public Works

(393) Copy of a publication titled *LEGACY* from the Ministry of Environment, dated May, 1978.

To be Referred to the Transportation Committee

(394) From Mr. McLellan commending the City for the interest shown in co-operating with neighbouring municipalities in the construction of bicycle paths in the area, and offering his encouragement and support in this matter.

To be Filed

(395) From Flora MacDonald, M.P., with respect to the proposed Bell Canada increases, and notifying that the CRTC has just recently concluded a lengthy series of public hearings on this issue and that it is hoped that through the representations made the Commission will be forced to roll back the proposed increase to a more realistic level.

(396) From the Corporation of the City of Oshawa, with respect to Kingston Council's resolution on Jury Duty Fees and notifying that the Council of the City of Oshawa had endorsed a similar resolution of Windsor City Council and Woodstock City Council. The City of Oshawa has received a response from the Attorney General in this matter stating that the Ministry is currently attempting to obtain approval for a significant increase in the fees paid to jurors required to serve in lengthy trials.

(397) Notice of a General Meeting of the Cataraqui Region Conservation Authority to be held on Wednesday, June 21, 1978, at 8 p.m. in the Frontenac County Council Chambers, Court House, Kingston.

(398) From Mr. W.D. Stevens, Airport Administrator with regard to Airport - Zoning - Township of Kingston By-Law 76-26 and Amending By-Law 77-26, attaching a copy of a letter from Mr. Stanley B. Stein of Weir & Foulds, Barristers & Solicitors, advising that the OMB has concluded in support of the City's position that all of the airport lands should be zoned "AP".

(398) From the Liquor Licence Board of Ontario, a copy of their letter to Ms. Geraldine Tepper, Barrister & Solicitor for Gencarelli's Restaurant, Kingston, acknowledging receipt of her letter and drawings with regard to Gencarelli's application for additional dining lounge facilities.

To be Referred to the Community Services Committee

(399) From the Kingston, Frontenac and Lennox & Addington Health Unit, notifying that at a recent board meeting it was resolved that support be given to the proposal that all municipal water systems within it's health unit boundaries be flouridated.

To be Referred to the Finance and Accounts Committee

(400) From the Town of Walden requesting endorsation of their following resolution:

> *"WHEREAS taxes allocated to the support of Education have risen dramatically in the past few years,*
>
> *AND WHEREAS such taxes are collected by and reflect on the local municipality collecting such taxes,*

COMMUNCIATIONS (Cont'd)

To be Referred to the Finance & Accounts Committee (Cont'd)

(400) (Cont'd)

> *BE IT RESOLVED that the Town of Walden petition the Ontario Government to amend taxing legislation to require all School Boards to submit their proposed budgets to the local municipality concerned, prior to approval thereof, for the endorsation of such approval, and failing such endorsation, proper appeal procedures be incorporated to protect the municipality from tax increases."*

PETITIONS

REPORTS

REPORT NO. 59

To The Mayor and Aldermen May 24th, 1978

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Logan Street between Yonge Street and Mowat Avenue.

   NOTE: At the present time, parking is permitted

2. That, notwithstanding the provisions of By-Law 10 (Streets), St. Lawrence Avenue be closed to vehicular traffic between the hours of 4:00 p.m. to 11:00 p.m. on Saturday, June 17th, 1978 (rain date Sunday, June 18th), for the purpose of holding the 2nd Annual Family Festival.

3. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following be added to Section 19(a) (No Parking 1 a.m. to 7 a.m. - Street Cleaning) :-

	SIDE	DAY
Rideau Street Barrack to Ordnance	West Side	Wednesday

4. THAT WHEREAS the Parks and Recreation Department, who had originally requested the closing, now advise that the street closing made for awkward access for maintenance crews and the public, particularly in the use of the City Park and Recreation Centre and washrooms;

   THEREFORE BE IT RESOLVED that By-Law No. 9028 (A By-Law to Stop up and Close Bagot Street from Barrie Street to West Street) be repealed.

   ALD. TARNOWECKY OPPOSED

5. That the Ministry of Transportation and Communications be notified that the City of Kingston wishes to undertake a Traffic Study; and further, that the Township of Kingston and Township of Pittsburgh be requested to ensorse the resolution to the Ministry by participating in the Study both financially and technically.

6. THAT WHEREAS a more effective assessment of the pedestrian and traffic movements should be made in the area, both in the summer and in the autumn;

AND WHEREAS some determination of the rights and responsibilities of the City can be made if the street is closed, respecting such matters as the right of way, utilities, roadway, parking, fire and emergency access and the like;

AND WHEREAS a more effective determination of the University's rights and responsibilities can be made, respecting maintenance, services, utilities, parking, fire and emergency access, construction of improvements and the like;

AND WHEREAS the University may consider the long term improvements to the right of way if the street is closed;

THEREFORE BE IT RESOLVED that no action be taken at this time to repeal By-Law No. 9034, "A By-Law to Stop up and Close a portion of Queen's Crescent between University Avenue and Albert Street."

NOTE: *The Transportation Committee will undertake a further review of the street closure after October 31st, 1978.*

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following be added to Section 10(b) (Bus Stops) :-

Ontario Street (W/S) at Princess	- from 30.48 meters south of Princess, 18.28 meters southerly

8. That, notwithstanding the provisions of By-Law 10 (Streets), Le Club Champlain de Kingston be permitted to erect a banner across Princess Street at Frontenac Street to advertise Canada Week, June 24th to July 2nd, 1978.

9. That the portion of Douglas Avenue adjacent to Lot 11 and 12, for one lot depth only, be dedicated as a public street, subject to the concurrence of the City Solicitor.

10. That the action of the Committee permitting a Wheel-A-Thon fund raising programme to take place on Saturday, June 3rd, 1978, commencing at Simpson Sears at 10:00 a.m. and ending at City Hall at approximately 12:30 p.m., where Mayor Keyes will present a trophy to the first child to finish, be ratified and confirmed.

11. That the action of the Committee permitting the closure to vehicular traffic of Van Order Drive between L.C.V.I. and Calvin Park Public School, between the hours of 2:30 p.m. and 3:30 p.m. on May 26th, 1978, for the purpose of receiving the Flag of 1606 from the Prince Edward Chapter of the United Empire Loyalists, be ratified and confirmed.

12. That Clause 21, Report No. 36 be revised to read as follows:

> *"That a by-law be presented to Council to amend By-Law 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority of the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" to provide that this by-law now read, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property or Property of the Municipality or any Board Thereof Without Authority from the Owner or Occupant of such Property and to Provide for the Removal and Impounding of Any Vehicle so Parked or Left at the Expense of the Owner Thereof";*
>
> *and further, that Section 1 of By-Law 5615 be amended to read as follows:*
>
> *"Pursuant to the provisions of Section 354(i) paragraph 112, of the Municipal Act, R.S.O. 1970, Chapter 284, the parking or leaving of motor vehicles on private property or on property of the Municipality or any board thereof without the aurhority of the owner or occupant of such property is hereby prohibited, and any vehicle so parked or left may be removed and impounded at the expense of the owner of the vehicle upon receipt by the Police Department of a written complaint of the occupant or any adult resident of the property";*
>
> *and further, that Section 2 of By-Law 5615 be amended to read as follows:*
>
> *"2. The owner of a motor vehicle parked in violation of this by-law shall be subject to a penalty of not more than $10.00 for the first offence and not more than $25.00 for each subsequent offence, excluding costs";*

12. continued...

> *and further, that Section 3 of By-Law 5615 be deleted";*

and that By-Law 9226 be amended accordingly on Third Reading.

13. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that during the months of June, July and August of each year, warning tickets only be issued to out of Province vehicles parked at expired parking meters in the City of Kingston.

ALD. TARNOWECKY OPPOSED

14. That a by-law be presented to Council to amend By-Law 8 (Dog Control), to provide that the following new section be added :-

> *"When a dog has been impounded pursuant to the provisions of this by-law, the animal may be reclaimed during the hours of 9:00 a.m. to 4:00 p.m. on every day of the week including Saturdays, excluding Sundays and holidays. The animal shall be impounded for a minimum period of time to be five consecutive days which shall not include Sundays and holidays."*

and further, that Section 15(b) be amended by removing the words "the by-law enforcement officer shall deliver one copy" and the following be substituted therefor, "one copy shall be delivered" so that this section now reads, "A violation ticket shall be prepared in duplicate and one copy shall be delivered to the owner of the dog and the other copy to the City of Kingston." *(This amendment will provide that the ticket may be delivered by anybody, including a dog pound attendant).*

15. That, notwithstanding the provisions of By-Law 10 (Streets), permission be granted to J. Richardson to pave and enlarge a portion of their driveway at the Richardson Coal Dock to permit the entry of heavy trucks.

NOTE: Section 24(a)2.(a) states that the maximum width of the driveway measured perpendicular to the driveway centre line in the tangent portion must not exceed 25 feet. J. Richardson is requesting approximately double that distance.

June 5th, 1978

16. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that two 12 minute time limit (5¢ per 12 minutes) and nine two hour time limit (20¢ per hour) parking meters be installed on the east wall of the Kingston Public Library parking lot.

NOTE: *The City will retain the revenue from these parking meters, and will arrange for snow plowing and removal from the area.*

Respectfully Submitted,

Chairman

REPORT NO. 60

May 25, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS surrounding Townships in the Frontenac, Lennox & Addington Mutual Aid Association wish to obtain the services of the qualified examiner of the City's Fire Department in order to approve the driving competence of volunteer firefighters whom Township Fire Departments have trained as drivers according to classification "D" under the Ontario Classified Driver Licensing System, Ministry of Transportation and Communications; and

WHEREAS it is deemed desirable that the provision of such services be subject to certain conditions;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston provide Townships in the Frontenac, Lennox & Addington Mutual Aid Association with the services of a qualified examiner;

AND BE IT FURTHER RESOLVED that such provision be subject to a Township entering into an Agreement with the City in the form and manner set out in Schedule "A" attached hereto.

2. That the following resolution, submitted by the Borough of North York, be endorsed:

"WHEREAS the Fire Chiefs in Ontario have stated that they would like to see smoke detectors installed in every home; and

WHEREAS it has been proven that smoke detectors are life saving items that every homeowner or tenant should install; and

WHEREAS it is in the interest of all levels of Government that smoke detectors be purchased at as low a cost as possible;

THEREFORE BE IT RESOLVED that the Federal and Provincial Governments be requested to exempt the purchase of such detection units from the respective 12% and 1.7% tax provisions levied by such Governments

AND BE IT FURTHER RESOLVED that insurance companies be requested to allow a reduction of 5% in fire insurance premiums for units where such detection units have been installed

Respectfully submitted,

CHAIRMAN

This agreement made this day of 19 .

BETWEEN

THE CORPORATION OF THE CITY OF KINGSTON
(hereinafter called the "Corporation")

- and -

(hereinafter called the "Party of the Second Part")

WHEREAS the (Township) wishes to obtain the services of the Recognized Authority (Examiner) of the Corporation in order to approve for the driving competence of volunteer firefighters whom the (Township) Fire Department has trained as drivers according to the classification "D" under the Ontario Classified Driver Licensing System, Ministry of Transportation and Communications, Ontario.

AND WHEREAS the Council of the Corporation and the (Township) have approved of the provision of the aforesaid service subject to the following conditons.

THEREFORE WITNESSETH that in consideration of the following conditions and the sum of One Dollar ($1.00) the parties covenant and agree as follows:

1. The Examiner of the Corporation shall only sign as to the competence of the (Township) drivers after a road test has been given by the Examiner in accordance with the regulations of the Ministry of Transportation and Communications. All other requirements shall be arranged directly through the Ministry of Transportation and Communications.

2. The (Township) shall pay to the Corporation the following charges for this service:

(1) Ten Dollars per driver road test, and

(2) Fourteen Cents per kilometre as a mileage fee for going to and from the testing area. These charges shall be made payable to the Treasurer of the Corporation of the City of Kingston.

3. The (Township) Fire Department shall keep a driving record file of the volunteer firefighter processed by the Examiner of the Corporation for the Ministry of Transportation and Communications as set out in the Recognized Authority Program.

4. The (Township) hereby agrees to indemnify the Driver Trainer and the Corporation in respect of any claim action or suit that may be brought about while the road test is being carried out. The (Township) shall insure the Examiner and the Corporation respecting this liability and any damages that may accrue therefrom.

5. This agreement shall come into force on the day of ,19 , and shall remain in force until either party gives thirty (30) days written notice of the termination thereof. Thirty (30) days written notice shall also be given by either party wishing to alter the terms of this agreement.

That these presents and everything herein contained shall respectively enure to the benefit of and be binding upon the parties hereto, their executors, administrators, successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY OF KINGSTON

Mayor

Clerk-Comptroller

THE

REPORT NO. 61

May 30, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on November 28, 1977, Council gave Third Reading to By-law No. 9063, 'A By-law to Amend the Official Plan (Official Plan Amendment No. 93) with respect to lands formerly known as the Davis Tannery; and

WHEREAS reports indicating that such land is contaminated have been received; and

WHEREAS the Ministry of the Environment has recommended that the current application for rezoning of the site from Industrial and Recreation Parks and Open Spaces to Residential, Commercial and Recreational Parks and Open Space not be approved; and

WHEREAS the owners and developers of the site have asked the Minister of Housing to refer this matter to the Ontario Municipal Board;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City of Kingston requests that the request of Arcom Developments Ltd. to have Official Plan Amendment No. 93 referred to the Ontario Municipal Board be acceded to as quickly as possible, to ensure a reasonably early hearing.

2. WHEREAS an application has been received by the Cataraqui Conservation Authority from Arcom Developments Limited (Davis Properties) for filling on the River Street site, formerly the Davis Tannery; and

WHEREAS reports concerning contamination of the site have been received; and

WHEREAS the applicant has requested that this matter be referred to the Ontario Municipal Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that the City does not recommend approval of a fill permit application submitted by Arcom Developments Limited (Davis Properties) for the former Davis Tannery site.

3. WHEREAS a traffic study in the Neighbourhood Improvement Area was conducted by De Leuw Cather Limited; and

WHEREAS a recommendation of the study was that an immediate action plan be implemented; and

WHEREAS the Transportation Committee has recommended, and Planning Board agrees, that this immediate action plan should not be implemented;

3. (Cont'd)

THEREFORE BE IT RESOLVED that the immediate action plan recommended in the De Leuw Cather report on traffic in the Neighbourhood Improvement Area NOT be implemented; and

BE IT FURTHER RESOLVED that a subcommittee be set up to seek alternative means of improving traffic paterns in the N.I.P. area, such subcommittee to consist of the following:

a) representatives of the NIP area Citizens' Committee;

b) representatives of NIP area business groups;

c) Administrator of Traffic & Streets;

d) representative of the Transportation Committee (Alderman G. Webb).

4. That the following plans, submitted by Dacon Corporation Limited, for a 120 unit apartment building at the south end of Green Drive:

Plan P-1 - Perspective - May 17, 1978

Plan L-1 - Plot Plan - May 17, 1978

Plan 1 - Floor Plan - March 27, 1978

Plan 3 - Front Elevation - March 27, 1978

be approved, subject to the owner entering into a Development Control Agreement which shall be subject to the following conditions:

a) that development be in accordance with the above listed plans ;

b) that a landscaping plan which shall be subject to City approval be filed and implemented within one year of the date of issuance of the building permit, said plan to include buffering between the parking area and the rear of the single family residential lots at the south-east corner of the subject property;

c) that the design and location of all exterior lighting shall be subject to City approval;

d) that all parking areas and vehicular access routes shall be paved;

e) that any exterior air conditioning or other mechanical units shall be screened in a manner which is satisfactory to the City;

f) that the interior layout as shown on Plan #1 Floor Plan shall not be subject to the requirements of development control;

g) that garbage pick-up by the City will be made only if suitable onsite pickup facilities are provided to the satisfaction of the Commissioner of Works;

h) that the owner agrees to reserve a 66 ft wide strip of land in the westerly portion of the site for a public street extension of Green Drive to the southerly boundary of the site, and that the land shall be conveyed to the City

4. (Cont'd)

h) (Cont'd)

at no cost when required by the City as a result of development of the owners' lands to the south;

i) that prior to issuance of a building permit approval of the Commissioner of Works for engineering plans of all services including work to be carried out within the existing watercourse shall be obtained;

j) the owner shall provide evidence of approval of the work by the Conservation Authority;

k) that an easement in favour of the City shall be provided for the extension of the Green Drive storm sewer which will be made necessary due to development of this site;

l) that the Green Drive storm sewer shall be extended southerly to discharge to the open watercourse to a standard satisfactory to the Commissioner of Works, at the owner's expense;

m) that a $45.00 per acre payment to the City be made as a contribution toward future enlargement of the storm culvert under the rail line on the west boundary of the site;

n) that all sewers and the first 280 feet ± of the access road shall be constructed to City standards;

o) that a City approved sign shall be placed at the south end of the existing Green Drive to indicate the private nature of the access road;

p) that the culverts under Green Drive as extended be lengthened to allow the boulevard on the north-west side of the road to be widened to 9 feet throughout its entire length;

q) that a protective hand rail be constructed parallel to the sidewalk where it crosses the open watercourse;

r) that water supply shall be by a minimum 12"Ø service from Green Drive;

s) that two on-site fire hydrants shall be installed to the satisfaction of the Public Utilities Commission and the Fire Chief;

t) that the water service to the hydrant at the south side of the main building shall not be installed under the building as shown on the plans;

u) that the electrical service shall be in accordance with P.U.C. standards and will be underground from the existing overhead line on the east property line, with the developer to provide 4" concrete encased ducts to the point of supply and for all primary cable in excess of 70 feet or beyond the nearest wall of the main building, whichever is the least, and a transformer vault in accordance with the electrical code;

v) that a 15 feet wide easement for a future 12"Ø watermain connection to the owners' lands to the south shall be granted to the Public Utilities Commission.

4. (Cont'd)

w) *In the case of a residential building or the residential part of a combined residential and non-residential building, a charge of \$125.00 for each dwelling unit the creation of which is authorized by the building permit of which \$125.00 shall be for sanitary sewers and \$nil for storm sewers.*

x) *the facilities and matters referred to in this agreement shall be provided and maintained by the owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.*

5. WHEREAS the Parks and Recreation Committee has recommended that the Kingston Rowing Club and the Cataraqui Canoe Club be permitted to establish a building in the Orchard Street Park to serve their recreational needs; and

WHEREAS this proposal does not involve major construction work or a major change in use of this park but would encourage the use of this waterfront park for a water based recreational purpose;

THEREFORE BE IT RESOLVED that By-Law No. 8499 be amended as follows:

a) By amending Zoning Map No. 17 so as to rezone the approximately 4.9 acre parcel of land located east of Orchard Street between River and Cataraqui Streets as shown on a copy of Zoning Map No. 17 which is attached hereto as Schedule 'A' from P to P.155 (General Recreation) Park;

b) By adding as Section 155 the following:

"155. On the approximately 4.9 acre parcel of land located east of Orchard Street between River and Cataraqui Streets and designated P.155 on a copy of Zoning Map No. 17 attached to and forming part of By-Law No. as Schedule 'A', the permitted uses shall also include a building for the Kingston Rowing Club and the Cataraqui Canoe Club."

(Note: It is recommended that this By-law be given two readings only, pending receipt of a favourable report on the matter of contamination from the Ministry of the Environment)

6. That Council does hereby certify that By-Law No. 'A By-law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 4.9 Acre Parcel of Land Located East of Orchard Street Between River and Cataraqui Streets from P to P.155 (General Recreation) Park)' is in conformity with the Official Plan approved and in force in the City of Kingston.

7. WHEREAS By-Law No. 9214, "A By-Law to Amend the Zoning for a 0.1 Acre Parcel of Land Located on the West Side of Macdonnell Street Between Princess Street and South Bartlett Street from A (One and Two Family) Residential to C1 (Neighbourhood) Commercial" was passed by Council on April 10, 1978; and

WHEREAS notification of the amending By-Law No. 9214 has been sent to affected property owners; and

WHEREAS objections to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9214 passed on April 10, 1978, (Clause 3, Report No. 32, 1978) be reaffirmed.

(Mayor Keyes opposed)

8. That the following plans, submitted by Woodlon Developments Limited, for a commercial building for offices and retail stores on the west side of Portsmouth Avenue, north of Princess Street, bearing the civic number 900 Portsmouth Avenue:

Plan #1 - Front Elevation - May 10, 1978

Plan #2 - Site Plan - May 25, 1978

Plan #3 - Floor Plan & Elevations - April 30, 1978

be approved, subject to the owner entering into a Development Control agreement, which shall be subject to the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that a landscaping plan which shall be subject to City approval shall be implemented within one year of the date of issuance of the building permit;*

c) *that the design and location of all free standing exterior signs shall be subject to City approval;*

d) *that all parking areas and vehicular access routes shall be paved;*

e) *that all exterior air conditioning and other mechanical units shall be screened in a manner which is satisfactory to the City;*

f) *that a solid decorative masonry wall at a minimum height of 4½ feet be constructed along the north boundary of the site to within 25 feet of the street line and that plans for the wall be subject to City approval;*

g) *that the entire building exterior be of split-rib concrete block including the south and west elevations;*

h) *that the interior layout of the building as shown on Plan #3 shall not be subject to the regulations of development control;*

8. (Cont'd)

i) that no signs shall be placed above the roofline of the building;

j) that the owner shall enter into a garbage pick-up contract with a private garbage pick-up service, with the said contract to be filed with the City, unless an arrangement suitable to the Commissioner of Works for City pick-up can be arrived at;

k) that internal garbage storage facilities satisfactory to the City shall be located on site;

l) that a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City prior to issuance of the building permit;

m) that a culvert of a minimum 15"Ø shall be placed under the entrance;

n) that the owner shall agree not to oppose any future local improvements on Portsmouth Avenue for sidewalk, curb and gutter, boulevard or road improvement;

o) that a new commercial type 1"Ø water service shall be supplied at the owners cost;

p) that electrical service shall be from the existing pole line on the west side of Portsmouth Avenue;

q) that this approval shall be for retail store and office type uses, only as shown on Plan #3;

r) in the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers;

s) the facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.

9. WHEREAS a fill permit application has been submitted to the Cataraqui Region Conservation Authority by James Richardson & Sons Limited for filling of Part of Lots 15 and 16, Broken Front Concession, City of Kingston; and

WHEREAS such application has been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that Council has no objection to the granting of a fill permit to James Richardson & Sons Limited for filling on Part of Lots 15 and 16, Broken Front Concession, City of Kingston.

10. WHEREAS Section 35(b) of The Planning Act, provides that as a condition of development or redevelopment of land for residential purposes, Council may require that land in an amount not exceeding 5 per cent of the land proposed for development or redevelopment be conveyed to the municipality for park purposes; and

WHEREAS Section 35(b) of the said Planning Act also provides that Council may accept money to the value of any land required to be conveyed to the municipality for park purposes; and

WHEREAS Dacon Corporation Limited has submitted plans for the development of a 120 unit apartment building at the south end of Green Drive; and

WHEREAS it has been recommended by the Parks and Recreation Committee that the City accept 5% in cash in lieu of land for park purposes for this development;

THEREFORE BE IT RESOLVED that Council accept 5% cash in lieu of land for park purposes with regard to the development by Dacon Corporation Limited at the south end of Green Drive known as Country Club Towers, as authorized by By-Law No. 8820 of the Corporation of the City of Kingston.

June 5, 1978

11. That, as recommended by the Development Control Committee, the following plans, submitted by Alcan Canada Products Limited, for an addition to the existing annealing furnace building (Williamson Plant) located in the north-east sector of the Alcan site, slightly over 1000 ft. from the closest (east) property boundary:

Plan #1 - north-west perspective - May 18, 1978

Plan #2 - north, west & south elevations - May 18, 1978

Plan #3 - proposed road pattern - Scale: 1"=100' March 22, 1978

Plan #4 - location of proposed extension - Scale: 1"=200' - March 27, 1978

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) that the development be in accordance with the above listed plans;

b) that a new fire hydrant be installed on site to the satisfaction of the Public Utilities Commission.

Respectfully submitted

CHAIRMAN

Report No.62

June 5, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of Diversey Environmental Products Ltd to supply 1,600,000 pounds of Ferric Chloride (550,880 poounds of contained Iron 3) at a cost of $140,474.40 based on $.255 per pound contained Iron 3, be accepted on the basis that the price is firm for one year and the supply is subject to "Force Majeure Clause", being the lower tender received.

2. That subject to the approval of the Ministry of Transporation and Communications and the Public Utilities Commission, the tender of Donald A.Foley Ltd., in the amount of $236,160.50, for -

a) Reconstruction and widening of asphalt pavement on Queen St from King to Bagot St including 12", 21" and 24" diameter storm sewers,

b) construction of 21", 24" and 36" diameter storm outlet sewer in Wellington St from Queen to Barrack St,

c) Construction of 8" diameter sanitary sewer in Wellington St from 43' north of Queen St to 65' north of Barrack St,

in accordance with plans and specifications prepared by the City and Public Utilities Commission Engineering Departments, be accepted being the lowest tender received.

3. That an Agreement be entered into with Gore and Storrie Ltd to perform an analysis of the existing River St Pumping Station to establish the safe operating capacity of the pumping system including a computer assisted analysis of the forcemain under the Great Cataraqui River at an estimated cost of $2500.00 which amount will not be exceeded without City authorization, funds for this work having been provided by City Council.

Further, that the proposed Agreement submitted by Gore and Storrie Ltd be amended by deleting the words "River Road" and substituting therefor the words "River Street".

..../2

Note This is the first step of an eight point program to meet the request of the Ministry of the Environment to improve the quality of the water along the lakefront.

4. That the Developer of the Country Club Towers, Dacon Corporation Ltd., be required to construct the services in the first 280' of the entrance road which runs southerly from the intersection of Green Drive and Bayswater Place to City standards and be responsible for maintenance including snow plowing and sanding.

5. That, since there is a space conflict between two existing sewer laterals and the storm sewer which is being constructed in Elliot Ave., Contract 78/2W with Donald A.Foley Ltd be amended to include the extra work of relaying 30' of sanitary sewer lateral at Station 0+99 and 30' at Station 1+41 at a unit cost of $45.00 per foot for a total cost of $2700.00, there being adequate funds for this work in the construction by-law.

Respectfully submitted,

Chairman

Report No. 63

May 25, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That by-laws be passed to authorize -

a) the reconstruction of the rink floor, boards and underground drainage system at the Elmer Youth Centre at estimated cost of $115,000.00,

b) the purchase of an ice surfacing machine for use at the Cook Youth Centre, construction of a facility to house the machine and minor renovations to existing facilities,at estimated cost of $35,000.00,

provision for the above expenditures having been made in the 1978 Capital Budget.

2. That the account of A.G.Spalding and Bros, in the amount of $916.50, for the supply of golf balls and golfing equipment, be paid.

Respectfully submitted,

Chairman

3. (Cont'd)

(E) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

Work Authorized by By-Laws:
8478; 8547; 8477; 8480; 8870;
8548; 8482; 8476; 8598; 8481;
8644; 9066; 9047;

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
Term:	10 years	

(F) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

Work Authorized by By-Laws:
8224; 8493

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
	11-15 yrs.	9 3/4%
Term:	15 years	

(G) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $90,000.00 for Improvements, Alterations and Extensions of the Water System of the City of Kingston.

Work Authorized by By-Law:
9157

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
	11-15 yrs.	9 3/4%
Term:	15 years	

(H) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $200,000.00 for Improvements to the Natural Gas System in the City of Kingston.

Work Authorized by By-Law:
7259; 9018

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
	11-15 yrs.	9 3/4%
Term:	15 years	

(I) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $132,740.00 for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

Work Authorized by By-Law:
9067

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
	11-15 yrs.	9 3/4%
Term:	15 years	

(J) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $200,000.00 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

Work Authorized by By-Law:
9010

Interest Rate:	1- 5 yrs.	9¼%
	6-10 yrs.	9½%
	11-15 yrs.	9 3/4%
Term:	15 years	

1. (Cont'd)

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Foreman - Forestry & Weed Control	Parks & Recreation	1
Foreman - Maintenace & Construction	"	1
Facility Foreman	"	1
Assistant Administrator	Traffic & Streets	1

(Ald. Hawkins Opposed

2. That the Liquor Licence Board be notified that Kingston City Council supports the request of the Kingston and District Labour Council that they be permitted to sell beer in the marquee during the Kingston and District Labour Council Annual Labour Day Fest at Lake Ontario Park, provided the marquee closes at 11 p.m. and is well policed.

3. (A) That a By-Law be presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

Work Authorized by By-Laws: 8522 and 8643
Interest Rate: 1- 5 yrs. 9¼%
6-10 yrs. 9½%
Term: 10 years

(B) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

Work Authorized by By-Laws: 7708; 8521; 8549; 8657; 9053
Interest Rate: 1- 5 yrs. 9¼%
6-10 yrs. 9½%
Term: 10 years

(C) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $404,584.53 for Construction of Storm Sewers.

Work Authorized by By-Laws: 8664; 8965; 8964; (amended by By-Law 9025)8658; 8940
Interest Rate: 1- 5 yrs. 9¼%
6-10 yrs. 9½%
11-15 yrs. 9 3/4%
Term: 15 years

(D) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

Work Authorized by By-Laws: 8881; 8941; 8222; 8479
Interest Rate: 1- 5 yrs. 9¼%
6-10 yrs. 9½%
11-15 yrs. 9 3/4%
Term: 15 years

REPORT NO. 64

June 7, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. The following clause was Tabled at the Council meeting of May 23, 1978 for consideration at this meeting:

Whereas the Finance Committee has considered the following resolution from the Public Works Committee:

> *"That effective June 1, 1978, all Public Works Department Vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."*

AND WHEREAS at the Finance meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:

a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.

b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.

c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to City vehicles taken home.

d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000. is far outweighed by the more efficient service the citizens receive;

THEREFORE BE IT RESOLVED that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed, with the understanding that any additional use of vehicle privileges to any employee shall be subject to the approval of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the Clerk-Comptroller:

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2
Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1

3. (Cont'd)

(K) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $67,000.00 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way (General Rate).

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
9038		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(L) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the sum of $39,000.00 for Reconstruction of Certain Concrete Sidewalks (General Rate).

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
9039		6-10 yrs.	9½%
	Term:	10 years	

(M) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $42,000.00 for Reconstruction of Certain Streets (General Rate).

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
8665A		6-10 yrs.	9½%
	Term:	10 years	

(N) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $50,000.00 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard. (General Rate).

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
7526; amended by 8996		6-10 yrs.	9½%
	Term:	10 years	

(O) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $74,000.00 for the re-alignment of Montreal Street. (General Rate).

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
8187		6-10 yrs.	9½%
	Term:	10 years	

DEBENTURE CONSOLIDATION

That a By-Law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof:

	Term In Years	$ Amount
Curbs, Gutters & Boulevards	10	25,101.94
Asphalt Pavements	10	76,682.23
Storm Sewers	15	404,584.53
Sanitary Sewers	15	94,080.31
Sidewalks	10	75,296.47
Watermains	15	46,803.85
Water System	15	90,000.00
Gas System	15	200,000.00
Water System	15	132,740.00
Electrical System	15	200,000.00
Sanitary Relief Sewer	15	67,000.00

3. DEBENTURE CONSOLIDATION (Cont'd)

	Term In Years	$ Amount
Sidewalk Reconstruction	10	39,000.00
Reconstruction of Certain Streets	10	42,000.00
Intersection Improvements	10	50,000.00
Montreal St. Re-alignment	10	74,000.00
		$1,617,289.33

Interest Rate: 1 - 5 yrs. 9¼%
6 - 10 yrs. 9½%
11 - 15 yrs. 9 3/4%

4. That a By-Law be presented to Council to levy a tax for 1978, in accordance with Section 304 of The Municipal Act, R.S.O. 1970, as amended, on the following Universities, Colleges, and Hospitals at a rate of $50.00 for each full-time student enrolled or for each Provincially rated bed, with effect from July 1, 1978:

Queen's University	10,529	Students	@ $50.	526,450
Queen's Theological	61	Students	@ $50.	3,050
St. Lawrence College	1,624	Students	@ $50.	81,200
Psychiatric Hospital	482	Beds	@ $50.	24,100
Hotel Dieu Hospital	281	Beds	@ $50.	14,050
Kingston General Hospital	590	Beds	@ $50.	29,500
Ongwanada Hospital	82	Beds	@ $50.	4,100
Ongwanada Hospital - Pemrose Division	142	Beds	@ $50.	7,100
St. Mary's of the Lake Hospital	210	Beds	@ $50.	10,400
				$700,050.

(Note:

	1978 Tax Levy	*Budget Amount*
Universities & Colleges	*$610,700.*	*$610,700.*
Hospitals	*89,350.*	*92,350.*
	$700,050.	*$703,050.*)

5. That the amount of $160,500 (Federal) recorded in the contingency category as per the Application "C" dated February 13, 1978, and in the City of Kingston By-Law No. 9193 is surplus to the City's financial requirements for implementing a redevelopment plan in the St. Lawrence/Cataraqui area, and the City concurs with the Ministry of Housing's initiative in reducing the amount of the Federal Provincial/Municipal agreement for the implementation stage that will be forwarded to the City for execution.

6. That the City's portion of the account of Scott & Aylen in the amount of $733.12 be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

(Note: To Professional Services Rendered in the matter $1,200.00

Disbursements:	*Paid Travel Expenses*	*$ 90.22*
	Paid Photocopying	*3.95*
	Paid mileage	*1.44*
	Paid Bell Telephone	*3.58*

6. (Cont'd)

Paid Holiday Inn, Kingston	*167.05*	
	266.24	*266.04*
Total Fees and Disbursements		*$1,466.24*
Portion payable by the Association - one half		*733.12*

Copies of the Arbitration Award were distributed to the members of Council and to the Kingston Firefighters Association for payment of their share of the account.)

7. That the Liquor License Board be notified that Kingston City Council supports the request of the Kingston and District Agricultural Society that they be permitted to sell beer in the Marquee during the Kingston Exhibition from July 18th to July 22nd, 1978 on the Community Centre grounds provided the Marquee closes at 11 p.m. and is well policed.

8. That as requested by the City Hall Staff Association, permission be granted for the City Hall Staff to have the afternoon of July 12th off for the Annual City Hall Picnic, and in the event of rain an alterative date of July 19th be approved.

9. That, as requested by the Public Utilities Commission, four 53 passenger buses be ordered this year with delivery and payment in 1979, at an estimated cost of $324,000; City's share (25%) $81,000; Province share (75%) $243,000.

   (Note: The Ministry originally approved the purchase of three 53 passenger buses in 1978. It has now agreed that it is prepared to provide subsidy for up to six additional units in 1978.

   Approval of City Council for the purchase of two buses in 1978 was given at the meeting of December, 1977. City Council, on May 24, 1978, approved the purchase of one bus).

(Ald. Gerretsen Opposed)

10. That the July meetings of City Council be held on July 10th and July 24th, 1978; and that the regular August meeting of City Council be held on August 28th, 1978.

11. That the Brief submitted by the County of Frontenac, County of Lennox & Addington and the City of Kingston on "Textile Tariff Negotiations and Their Potential Impact on our Communities" be endorsed; and that the Federal Government and political parties at the National level be notified of Council's endorsation.

12. WHEREAS Lenna Megraw, tenant of 128 Rosemund Crescent, was designated on the Assessment Commissioner's list, dated October 1, 1977, as a Roman Catholic and a Separate School Supporter, pursuant to Section 23 of The Assessment Act;

AND WHEREAS there was no appeal made to change the school support designation; but when the Assessment Roll made in 1977 for 1978 Taxation was printed by the computer Lenna Megraw was assessed, incorrectly, as a "public school supporter";

AND WHEREAS application has been received from the Frontenac-Lennox and Addington County Roman Catholic Separate School for Council to correct the error;

THAT pursuant to the provisions of Section 120 of The Education Act, 1974, it is hereby directed that the school taxes of the ratepayer at 128 Rosemund Crescent (Roll No. 10-11-060-080-02651-0010) be paid to the Frontenac-Lennox and Addington County Roman Catholic Separate School Board instead of the Frontenac County Board of Education.

13. That the City of Kingston supports the application of the Canadian National Railway to withdraw the agency designation for the old Canadian National Railway station on Montreal Street.

14. That, as recommended by the Director of Purchasing, the tender of Firestone Stores Limited in response to Tender No. 78-18, for Fleet Equipment Tyres, be accepted as it is generally lower for sizes associated with our requirements.

(Note: The prices submitted includes daily service calls to the City Yard.)

15. That the concept of Kingston hosting the Discovery Train from July 22 to July 26, 1978, inclusive, be endorsed; and that a budget be prepared as soon as possible.

(Note: A Public Meeting was held on Monday, June 5th, 1978 in Memorial Hall, to present information on the Discovery Train. Copies of the Minutes have been distributed.)

16. That, as requested by the Parks and Recreation Committee, a budget transfer in the amount of $1,631.39 from Finance Contingencies to Parks and Recreation, City Property, 19 Queen Street, be approved to provide for the following:

a) $616.30 for work done by Emmons and Mitchell to meet the approval of the Public Utilities Commission of the transformer vault structure at 19 Queen Street;

b) $1,015 to bring electrical items other than those specified in the contract with Ontario Electrical Construction Company Limited up to the Ontario Hydro approved standards.

(Note: Approximately $1,800 of work is still being deferred until a tenant has been found for the premises.)

17. That the City Treasurer be authorized to advance up to $6,500 to the Canada Week Committee towards the Canada Week activities from the KOPEC reserve fund on the understanding that any portion of the monies not spent be returned to the City and placed in a reserve fund for future similar events.

(Note: Total budget $78,524, in addition to donations from various sources. A total of $28,854 is required to be made up as follows:

$5,000	*Council for Canadian Unity*
400	*Folk Arts Council*
7,500	*City of Kingston ($1,000 already advanced)*
15,000	*Wintario.)*

18. That the account of Cunningham, Little, Bonham & Milliken in the amount of $1,368.50 for legal services in connection with the Arbitration of the Kingston Firefighters Association, be approved for payment, it being noted that there are sufficient funds in the budget for this purpose.

19. So that all standing committees will have the services of a Clerk V for the preparation of the agenda, minutes and council reports, and so that the Council will have more qualified persons available for committee secretaries, one Secretary II position, which was formerly a Clerk V position, revert from the classification Secretary II to Clerk V, it being noted that the ranges are as follows and no budget transfers will be required this year for this change.

Secretary II	Group 8-06	$10,261	12,564
Clerk V	Group 11-7	12,771	15,381

20. WHEREAS the United Senior Citizens of Ontario Inc., 20th Annual Convention will be held in Kingston from August 14 to August 16, 1978;

AND WHEREAS there will be approximately 600 our-of-town delegates and visitors who will be attending the convention;

AND WHEREAS a local hosting committee of seniors from Kingston and Hastings - Prince Edward Area has been formed;

THEREFORE BE IT RESOLVED that a grant of $300. be given to assist in the hosting of this convention in the City of Kingston.

21. That the Canadian Transport Commission be notified that the City of Kingston supports the application by the Canadian National Railway and indicates the necessity that a portion of the Hamley Spur Trackage, amounting to 0.30 miles of track running from North Street to Place d'Armes, as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973, be removed in order that the land may be conveyed to the Province of Ontario for future development, a major catalyst in the City of Kingston's Downtown Revitalization Programme, removal of such trackage not to take place until after the Kingston hosting of the Discovery Train from July 22 to July 26, 1978.

(Note: Nine rail customers who use these tracks have agreed with the suggested removal).

22. That, as requested by the Public Works Committee, it be recommended to Council that $2,500. be provided from Finance Contingencies to construct a catch basin and 60 feet of 8" pipe on Railway Street to intercept the road drainage for disposal into the storm sewer system which now drains on to and floods the property of Arc Industries Limited.

23. That, as recommended by the Parks and Recreation Committee, and following a trail period, the following changes in the structure of the Parks Department, be approved:

1. Elimination of the position of Director of Parks and assignment of the bulk of these duties to the Director of Recreation with the new title Director of Operations, Parks and Recreation.
2. Assignment of some of the former duties of Director of Parks to the Director of Development with the new position to be entitled Director of Development and Revenue.
3. Assignment of additional duties to the Foreman - Development with the new position to be entitled General Foreman - Parks.
4. Assignment of additional duties to the Supervisor, Recreation Programs.

and further that, as recommended by the Director of Personnel, the following reclassifications of positions in the Parks and Recreation Department, be approved:

PREVIOUS TITLE	GROUP NO.	$ PREVIOUS BALANCE	$ 1977 SALARY
Director - Development	14-10	16,377-19,606	19,606
Director - Recreation	14-10	16,377-19,606	19,606
Foreman - Development	12-8	13,973-16,792	16,792
Supervisor - Recreation Program	11-7	12,771-15,381	15,381

RECOMMENDED TITLE	GROUP NO.	NEW RANGE	1977 SALARY
Director - Development and Revenue	14-10	16,377-19,606	19,606 (no change)
Director - Operations Parks & Recreation	15-11	17,387-20,997	19,998
General Foreman - Parks	13-9	15,177-18,198	17,387
Supervisor - Recreation Programs	12-8	13,973-16,792	16,081

to be effective June 12, 1978.

(Note: *Although the position of Director of Development and Revenue has been assigned more duties, the additional points credited to the position under the Job Evaluation Program are not sufficient to change the classification.)*

24. Clause 24 regarding Marina City, was distributed with this Agenda.

Respectfully Submitted

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 24 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 23 and 24 their Third Reading

(C) That By-Laws 23 to be given their Third Reading.

* * *

(1) A By-Law to amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Meters).

(FIRST & SECOND READINGS) (PROPOSED NO. 9254)
Clauses 13 and 16, Report No. 59, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Parking) (Bus Stops)

(FIRST & SECOND READINGS) (PROPOSED NO. 9255)
Clauses 1, 3 and 7 Report No. 59, 1978

(3) A By-Law to Repeal By-Law 9028, "A By-Law to Stop Up and Close Bagot Street from Barrie Street to West Street".

(FIRST & SECOND READINGS) (PROPOSED NO. 9256)
Clause 4, Report No. 59, 1978

(4) A By-Law to Amend By-Law 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", (Reclaiming of Dogs).

(FIRST & SECOND READINGS) (PROPOSED NO. 9257)
Clause 14, Report No. 59, 1978

(5) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston", (Rezone 4.9 Acre Parcel of Land Located East of Orchard Street Between River and Cataraqui Streets from P to P.155 (General Recreation) Park).

(FIRST & SECOND READINGS) (PROPOSED NO: 9258)
Clause 5, Report No. 61, 1978

(6) A By-Law to Authorize alterations to the Elmer Youth Centre at a cost of $115,000 and the purchase of equipment for the Cook Youth Centre at a cost of $35,000.

(FIRST & SECOND READINGS) (PROPOSED NO. 9259)
Clause 1, Report No. 63, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

(FIRST & SECOND READINGS) (PROPOSED NO. 9260)
Clause 3, Report No. 64, 1978

(8) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

(FIRST & SECOND READINGS) (PROPOSED NO. 9261)
Clause 3, Report No. 64, 1978

(9) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $404,584.53 for Construction of Storm Sewers.

(FIRST & SECOND READINGS) (PROPOSED NO. 9262)
Clause 3, Report No. 64, 1978

(10) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

(FIRST & SECOND READINGS) (PROPOSED NO. 9263)
Clause 3, Report No. 64, 1978

(11) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

(FIRST & SECOND READINGS) (PROPOSED NO. 9264)
Clause 3, Report No. 64, 1978

(12) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

(FIRST & SECOND READINGS) (PROPOSED NO. 9265)
Clause 3, Report No. 64, 1978

(13) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $90,000 for Improvements, Alterations, and Extensions of the Water System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9266)
Clause 3, Report No. 64, 1978

(14) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements to the Natural Gas System in the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9267)
Clause 3, Report No. 64, 1978

(15) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $132,740. for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9268)
Clause 3, Report No. 64, 1978

BY-LAWS (Cont'd)

(16) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9269)
Clause 3, Report No. 64, 1978

(17) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $67,000 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9270)
Clause 3, Report No. 64, 1978

(18) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $39,000 for Reconstruction of Certain Concrete Sidewalks. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9271)
Clause 3, Report No. 64, 1978

(19) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $42,000 for Reconstruction of Certain Streets. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9272)
Clause 3, Report No. 64, 1978

(20) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $50,000 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard.

(FIRST & SECOND READINGS) (PROPOSED NO. 9273)
Clause 3, Report No. 64, 1978

(21) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $74,000 for the re-alignment of Montreal Street. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9274)
Clause 3, Report No. 64, 1978

(22) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,617,289.33 in Canadian Funds.

(FIRST & SECOND READINGS) (PROPOSED NO. 9275)
Clause 3, Report No. 64, 1978

(23) A By-Law to Levy a Tax on Universities, Colleges and Hospitals in the City of Kingston for the year 1978.

(THREE READINGS) (PROPOSED NO. 9276)
Clause 4, Report No. 64, 1978

(24) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on June 12, 1978.

(THREE READINGS) (PROPOSED NO. 2977)
City Council Meeting No. 15, 1978

MOTIONS

(1) Moved by Ald. French,
Seconded by Ald. Mackenzie,

That commencing with the Second Council Meeting in June, "Unfinished Business" be suspended until after the next municipal election.

BY-LAWS

By-Laws Nos. (1) to (22) as detailed on the Agenda shall remain as set out therein.

Nos. (23) to (36) shall be as detailed below:

(23) A By-Law to Dedicate Certain Lands as a Portion of Douglas Avenue.

(FIRST & SECOND READINGS) (PROPOSED NO. 9276)
Clause 9, Report No. 59, 1978

(24) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Meters on the Kingston Public Library parking lot).

(FIRST & SECOND READINGS) (PROPOSED NO. 9277)
Clause 16, Report No. 59, 1978

(25) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "A")

(FIRST & SECOND READINGS) (PROPOSED NO. 9278)
Clause 24, Report No. 64, 1978

(26) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "B")

(FIRST & SECOND READINGS) (PROPOSED NO. 9279)
Clause 24, Report No. 64, 1978

(27) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "C")

(FIRST & SECOND READINGS) (PROPOSED NO. 9280)
Clause 24, Report No. 64, 1978

(28) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "D" & "E")

(FIRST & SECOND READINGS) (PROPOSED NO. 9281)
Clause 24, Report No. 64, 1978

(29) A By-Law to Levy a Tax on Universities, Colleges and Hospitals in the City of Kingston for the year 1978.

(THREE READINGS) (PROPOSED NO. 9282)
Clause 4, Report No. 64, 1978

(30) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston". (Approximately 10.4 Acre Parcel of Land Located North of Union Street, South of William Street, East and West Sides of Ontario Street ; Areas to be made subject to Development Control Pursuant to Section 35A of The Planning Act.)

(THREE READINGS) (PROPOSED NO. 9283)
Clause 24, Report No. 64, 1978

BY-LAWS (Cont'd)

(31) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on June 12, 1978.

(THREE READINGS) (PROPOSED NO. 9284)
City Council Meeting No. 15, 1978

(32) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 Feet and on the South Side of Kirkpatrick Street from Brant Avenue to Kingscourt Avenue Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9089)
Clause 9, Report No. 90, 1977

(33) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of The City of Kingston in the Amount of $200,000.00

(THIRD READING) (PROPOSED NO. 9215)
Clause 15a, Report No. 33, 1978

(34) A By-Law to Amend By-Law No. 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority from the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" (Revise Title and Include Property of The Municipality or Boards Thereof).

(THIRD READING) (PROPOSED NO. 9226)
Clause 21, Report No. 36, 1978
Clause 2, Report No. 41, 1978
Clause 12, Report No. 59, 1978

(35) A By-Law to Authorize the Borrowing of $120,000.00 Upon Debentures Towards the Cost of Purchasing a New King Deluxe Fifty-Foot Telesqurt Pumper.

(THIRD READING) (PROPOSED NO. 9246)
Clause 1, Report No. 48, 1978

(36) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Add New Section, Yard, Industrial and Commercial).

(THIRD READING) (PROPOSED NO. 9249)
Clause 8, Report No. 54, 1978

4. That Clause 17, Report No. 21, passed at the meeting of City Council held on February 27th 1978, authorizing amendments to the agreement with Marina City Limited and the City of Kingston be further amended as follows:

(1) That there shall be four agreements - one for Block A, one for Block B, one for Block C and one for Blocks D and E, all under development control.

(2) That the following conditions shall apply:

Block	Area	Landscaped Area	Amenity Area	Units	Floors	Comm.	Parking
A	35,283	11,200	1,800	90	8	0	113
B	26,507	10,400	1,400	64	8	0	82
C	53,300	30,000	2,700	90	12-14	12,000	164
D	335,000	200,000	16,750	490	3-14	253,000 max.	1100

(3) That the Blocks A, B, C, D and E shall be developed in accordance with drawings prepared by the Webb Zerafa Menkes Housden Parnership, Architects, Toronto, Ontario, said plans to be attached to the agreements, i.e.

Block A - 8 storey apartment building - 90 units -113 parking spaces.
Block B - 8 storey apartment building - 64 units - 82 parkings spaces.
Block C - 12,000 sqare feet of gross leaseable area of commercial space
Block D - 253,000 and 1100 parking spaces.

(4) A 16' watermain will be constructed on the east side of Ontario Street with the apportionment of the costs of a 12" watermain going to the developers. Blocks A and B will pay a connection charge. The Public Utilities Commission will assume the cost over 12" in sizing in accordance with their normal policy.

(5) All servicing in the public streets will be done as local improvements

(6) The City will obtain ownership of the 20 foot walkway and the developer will be responsible for putting the piling in the condition satisfactory to the City and the City would be responsible for maintenance when this has been put in satisfactory condition.

(7) Other than for external appearance any disagreements will be settled by arbitration.

(8) The City will agree to the issuance of building permits within 30 days from the receipt of complete plans and information has been received. Applications to be made for Blocks A and B and C by November 1st 1978. If the developers are not able to proceed due to conditions beyond their control these agreements will become null and void and the December 1st 1971 agreement will apply.

(9) That the developer will deed Block E to the City.

The foregoing and other conditions will be set out in agreements to be entered into by the developer and will be distributed at the meeting of the Finance Committee to be held on Monday, 12 noon in the Council Chamber at City Hall.

Local Govt.

CITY COUNCIL MEETING NO. 15

The Regular Meeting of City Council was held on Monday, June 12, 1978, in the Council Chamber at City Hall at 8:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 8:20 p.m.), Ald. Timmins, Ald. Webb (15)

TABLING OF DOCUMENTS

1977 Annual Report of the Public Utilities Commission.

MINUTES

Moved by Ald. Miller,
Seconded by Ald. Webb,

That the Minutes of City Council Meeting No. 14, held May 23, 1978, be adopted as printed.

CARRIED

Council consented to the addition of Communications Nos. 401 to 408

COMMUNICATIONS

Filed

(368) From Mr. J.A. Palilionis, 23 Runnymede Road, complaining about the 1978 tax increase. The Clerk Comptroller has replied to the letter.

(369) From Lillie McGinnis and family expressing their appreciation to Council for their condolences.

(370) From the Ministry of Consumer and Commercial Relations enclosing a publication titled *Starting A Small Business* explaining sole proprietorship, partnership and incorporation and listing planning requirements, government procedures, laws, product standards, financial assistance and other areas with which the prospective business owner should be familiar.

(371) From the Ministry of Community and Social Services acknowledging receipt of Council's resolution regarding the old CN Station on Montreal Street and the letter to Mr. R.J. Keir regarding Waterfront Ownership and Leasing.

(372) A publication *RECOUP, Canada's Secondary Materials Market*, dated May 15, 1978.

(373) A publication *CURRENT TOPICS* issued by the Association of Major Power Consumers in Ontario, in the interests of equitable energy rates, dated May, 1978.

(374) From The Gadabouts (Senior Citizen's Choir, Kingston) expressing their thanks to the City for their grant of $1,000 for 1978.

(375) From the Ministry of Community and Social Services, acknowledging receipt of the City's resolution regarding jury duty fee increases and property tax rebates for residents in Homes for the Aged and Charitable Institutions.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(376) From "Theatre 5", Kingston, expressing their thanks to the City for their grant of $1,000.

(377) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND* Nos. 78/18, 78/19 and 78/20.

(Copies have been distributed to members of Council.)

Referred to the Community Services Committee

(378) From the Borough of Scarborough notifying that they have endorsed the use of smoke detectors in all dwellings across Canada and support the very positive approach which is being undertaken by their Fire Department to encourage householders to instal these life and property saving devices and requesting Council's endorsation of their communication and attached press release and information brochure on the subject.

(379) From the Regional Municipality of Waterloo requesting Council's endorsation of their resolution with respect to the increase of the Basic Needs Allowance for beneficiaries under the General Welfare Assistance Act and under the Family Benefits Act in order that this allowance reflect more accurately the true cost of shelter and that the Government of Ontario be petitioned to provide a subsidy of 80% for approved rent supplement expenditures by municipalities on behalf of General Welfare Assistance.

Which Had Been Referred to the Community Services Committee

(380) From the Frontenac County and Lennox & Addington County Roman Catholic School Board, commenting on the proposal of the City of Kingston to sponsor a change from election by general vote to election by a ward system for the Boards of Education, and requesting that the City refrain from passing a By-Law which would provide for elections on a ward basis.

Which Had Been Referred to the City of Kingston Planning Board

(381) Applications to amend the Official Plan and Zoning By-Law No. 8499 by the owners of the Paisley Hotel Limited for the provision of a parking lot in association with the Shamrock Hotel due to a parking space shortage.

Referred to the Housing Sub-Committee

(382) From the Ministry of Housing, their NEWSLETTER dated May 26, 1978.

Which Had Been Referred to Mr. G.G. Muirhead, Director of Planning and Urban Renewal

(383) From the Ministry of Culture and Recreation enclosing their Designation Kit for reference for all municipalities which are exercising their powers under Part IV of The Ontario Heritage Act, 1974.

Which Had Been Referred to the Transportation Committee

(384) From Mr. J.R. Burman, Director of Tourism, Kingston Bureau of Tourism, regarding parking violations and their impact on goodwill and the referral mechanism so influential in tourism.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the Public Works Committee

(385) From the President of the Little Cataraqui Environment Association regarding preventive measures to reduce the impact of surface and storm sewer run-off.

Filed

(386) From the National Youth Orchestra of Canada expressing their thanks to the City of Kingston for their grant of $750 for 1978.

(387) From the Royal Canadian Legion, Branch 560 and Branch 9, expressing their thanks to the City of Kingston for the courtisies extended to them during the International Goodwill Day Parade on May 27, 1978.

(388) From the Committee on Nuclear Issues in the Community regarding the City's request that they hold a public meeting in Kingston in the fall of this year, and notifying that within the next month they will be distributing to communities across Canada information about their organization. Once they receive responses to this information they will decide in order of priority which communities to visit first.

(389) From Dr. H.H. Westenberg thanking the City for its gift to him of Volume Four of "Buildings of Architectural and Historic Significance".

(390) From the Metric Commission Canada, their publication *Metric Monitor*, dated April, 1978.

Referred to the Finance and Accounts Committee

(391) From the Corporation of the City of Woodstock requesting endorsation of their following resolution:

> *"WHEREAS property taxes and mortgage interest rates are becoming increasingly burdensome making it difficult for the average person to own property;*
>
> *AND WHEREAS income taxes are charged on total income without regard to the property taxes or interest costs paid out by home owners which results in taxes being paid on taxes;*
>
> *AND WHEREAS property taxes and interest on mortgages should be an allowable deduction under The Income Tax Act to eliminate the inequality of taxes being paid on taxes;*
>
> *THEREFORE the Council of The Corporation of the City of Woodstock petition the Honrouable John Chretien to amend The Income Tax Act to allow property taxes and interest on mortgages as deductions on Income Tax."*

(392) From the City of Sarnia requesting that the City endorse their resolution that the Province of Ontario be requested to amend its legislation to clearly provide that the responsibility for employing, deploying and paying the cost of school crossing guards, as may be required, shall be the responsibility of Boards of Education.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the Commissioner of Public Works

(393) Copy of a publication titled *LEGACY* from the Ministry of Environment, dated May, 1978.

Referred to the Transportation Committee

(394) From Mr. McLellan commending the City for the interest shown in co-operating with neighbouring municipalities in the construction of bicycle paths in the area, and offering his encouragement and support in this matter.

Filed

(395) From Flora MacDonald, M.P., with respect to the proposed Bell Canada increases, and notifying that the CRTC has just recently concluded a lengthy series of public hearings on this issue and that it is hoped that through the representations made the Commission will be forced to roll back the proposed increase to a more realistic level.

(396) From the Corporation of the City of Oshawa, with respect to Kingston Council's resolution on Jury Duty Fees and notifying that the Council of the City of Oshawa had endorsed a similar resolution of Windsor City Council and Woodstock City Council. The City of Oshawa has received a response from the Attorney General in this matter stating that the Ministry is currently attempting to obtain approval for a significant increase in the fees paid to jurors required to serve in lengthy trials.

(397) Notice of a General Meeting of the Cataraqui Region Conservation Authority to be held on Wednesday, June 21, 1978, at 8 p.m. in the Frontenac County Council Chambers, Court House, Kingston.

(398) From Mr. W.D. Stevens, Airport Administrator with regard to Airport - Zoning - Township of Kingston By-Law 76-26 and Amending By-Law 77-26, attaching a copy of a letter from Mr. Stanley B. Stein of Weir & Foulds, Barristers & Solicitors, advising that the OMB has concluded in support of the City's position that all of the airport lands should be zoned "AP".

(398) From the Liquor Licence Board of Ontario, a copy of their letter to Ms. Geraldine Tepper, Barrister & Solicitor for Gencarelli's Restaurant, Kingston, acknowledging receipt of her letter and drawings with regard to Gencarelli's application for additional dining lounge facilities.

Referred to the Community Services Committee

(399) From the Kingston, Frontenac and Lennox & Addington Health Unit, notifying that at a recent board meeting it was resolved that support be given to the proposal that all municipal water systems within it's health unit boundaries be flouridated.

Referred to the Finance and Accounts Committee

(400) From the Town of Walden requesting endorsation of their following resolution:

"WHEREAS taxes allocated to the support of Education have risen dramatically in the past few years,

AND WHEREAS such taxes are collected by and reflect on the local municipality collecting such taxes, COMMUNCIATIONS (Cont'd)

To be Referred to the Finance & Accounts Committee (Cont'd)

(400) (Cont'd)

BE IT RESOLVED that the Town of Walden petition the Ontario Government to amend taxing legislation to require all School Boards to submit their proposed budgets to the local municipality concerned, prior to approval thereof, for the endorsation of such approval, and failing such endorsation, proper appeal procedures be incorporated to protect the municipality from tax increases."

Which Had Been Referred to the Transportation Committee

(401) From Trumpour and Kennedy, Barristers & Solicitors requesting written confirmation as to the status of the westerly portion of the road allowance for North Street where it meets the east side of Main Street as extended.

Filed

(402) From Hudac-Kingston Frontenac Home Builders Association, notifying that they are promoting the housing industry by having the 1978 Parade of Homes on June 17 through to June 25.

Members of Council are invited to attend a bus tour of the home sites in the City of Kingston and the Township of Kingston.

(Copies of details of Bus Tour etc., have been distributed to members of Council.

Referred to the Finance and Accounts Committee

(403) From The Town of Stoney Creek requesting endorsation of their resolution stating that they reject the recommendations of a Review Commission appointed by the Province of Ontario to replace the present two tier system with a one tier form of local Government for the Region of Hamilton-Wentworth.

Referred to the City of Kingston Planning Board

(404) From the Cataraqui Region Conservation Authority requesting comments of Council prior to July 12 with respect to a fill permit for Greenwood Brothers Limited for Parts of Lots 23 and 24, Concession III, City of Kingston.

Referred to the Finance and Accounts Committee

(405) From the Waterfront Users Association notifying that in their opinion, the City is acting in haste with respect to Marina City and requesting another public meeting where all interested parties may voice their concerns.

(406) From Mr. George Vosper, regarding Marina City, stating that he is concerned that the agreements contain no guarantee that the developers will proceed with their plans for Blocks "C" and "D" once the agreements have been executed with regards to blocks "A" and "B", and requesting that the City have an option to purchase at or near the current price of $4.35/sq. ft., any lands where construction has not been completed.

COMMUNICATIONS (Cont'd)

Referred to the Finance & Accounts Committee (Cont'd)

(407) From Mrs. Margaret Phipps-Walker notifying that people who live on or near Earl Street, King and Ontario Streets, are concerned that their view of the water will be obstructed by the development of Block D of Marina City and feel that the reopening of Earl Street would benefit all citizens and visitors who come to this area.

(408) From Mrs. Dorothy Geiger expressing several concerns regarding the proposed amending agreements for the Marina City property. She feels that there has not been a chance for adequate study of the proposed changes and that there are still discrepancies in the plans.

PETITIONS

REPORTS

Ald. French presented Report No. 59 of the Transportation Committee as follows:

Moved by Ald. French,
Seconded by Ald. Clements,

That Report No. 59 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 59

To The Mayor and Aldermen May 24th, 1978

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Logan Street between Yonge Street and Mowat Avenue.

   NOTE: At the present time, parking is permitted

   CARRIED

2. That, notwithstanding the provisions of By-Law 10 (Streets), St. Lawrence Avenue be closed to vehicular traffic between the hours of 4:00 p.m. to 11:00 p.m. on Saturday, June 17th, 1978 (rain date Sunday, June 18th), for the purpose of holding the 2nd Annual Family Festival.

   CARRIED

REPORTS (Cont'd)

Report No. 59 - Transportation Committee (Cont'd)

3. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following be added to Section 19(a) (No Parking 1 a.m. to 7 a.m. - Street Cleaning) :-

	SIDE	DAY
Rideau Street		
Barrack to Ordnance	West Side	Wednesday

CARRIED

4. THAT WHEREAS the Parks and Recreation Department, who had originally requested the closing, now advise that the street closing made for awkward access for maintenance crews and the public, particularly in the use of the City Park and Recreation Centre and washrooms;

THEREFORE BE IT RESOLVED that By-Law No. 9028 (A By-Law to Stop up and Close Bagot Street from Barrie Street to West Street) be repealed.

CARRIED 12:3
(See Recorded Vote)

Ald. Webb requested a recorded vote on Clause 4, Report No. 59 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Timmins, Ald. Webb (12)

NAYS: Ald. Gerretsen, Ald. Hawkins, Ald. Tarnowecky (3)

5. That the Ministry of Transportation and Communications be notified that the City of Kingston wishes to undertake a Traffic Study; and further, that the Township of Kingston and Township of Pittsburgh be requested to ensorse the resolution to the Ministry by participating in the Study both financially and technically.

CARRIED 11:4

6. THAT WHEREAS a more effective assessment of the pedestrian and traffic movements should be made in the area, both in the summer and in the autumn;

AND WHEREAS some determination of the rights and responsibilities of the City can be made if the street is closed, respecting such matters as the right of way, utilities, roadway, parking, fire and emergency access and the like;

AND WHEREAS a more effective determination of the University's rights and responsibilities can be made, respecting maintenance, services, utilities, parking, fire and emergency access, construction of improvements and the like;

REPORTS (Cont'd)

Report No. 59 - Transportation Committee (Cont'd)

6. (Cont'd)

AND WHEREAS the University may consider the long term improvements to the right of way if the street is closed;

THEREFORE BE IT RESOLVED that no action be taken at this time to repeal By-Law No. 9034, "A By-Law to Stop up and Close a portion of Queen's Crescent between University Avenue and Albert Street."

NOTE: The Transportation Committee will undertake a further review of the street closure after October 31st, 1978.

CARRIED 8:7
(See following Motion of Amendment which was LOST

Moved by Ald. Webb
Seconded by Ald. Timmins,

That it be recommended to the new incoming Committee of Transportation that the matter of the stop up and close up of a portion of Queen's Crescent between University and Albert Street, authorized by By-Law No. 9034, be reviewed.

LOST 6:9

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following be added to Section 10(b) (Bus Stops) :-

Ontario Street
(W/S) at Princess - from 30.48 meters south of Princess, 18.28 meters southerly

CARRIED

8. That, notwithstanding the provisions of By-Law 10 (Streets), Le Club Champlain de Kingston be permitted to erect a banner across Princess Street at Frontenac Street to advertise Canada Week, June 24th to July 2nd, 1978.

CARRIED

9. That the portion of Douglas Avenue adjacent to Lot 11 and 12, for one lot depth only, be dedicated as a public street, subject to the concurrence of the City Solicitor.

CARRIED

REPORTS (Cont'd)

Report No. 59 - Transportation Committee (Cont'd)

10. That the action of the Committee permitting a Wheel-A-Thon fund raising programme to take place on Saturday, June 3rd, 1978, commencing at Simpson Sears at 10:00 a.m. and ending at City Hall at approximately 12:30 p.m., where Mayor Keyes will present a trophy to the first child to finish, be ratified and confirmed.

CARRIED

11. That the action of the Committee permitting the closure to vehicular traffic of Van Order Drive between L.C.V.I. and Calvin Park Public School, between the hours of 2:30 p.m. and 3:30 p.m. on May 26th, 1978, for the purpose of receiving the Flag of 1606 from the Prince Edward Chapter of the United Empire Loyalists, be ratified and confirmed.

CARRIED

12. That Clause 21, Report No. 36 be revised to read as follows:

> *"That a by-law be presented to Council to amend By-Law 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority of the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" to provide that this by-law now read, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property or Property of the Municipality or any Board Thereof Without Authority from the Owner or Occupant of such Property and to Provide for the Removal and Impounding of Any Vehicle so Parked or Left at the Expense of the Owner Thereof";*
>
> *and further, that Section 1 of By-Law 5615 be amended to read as follows:*
>
> *"Pursuant to the provisions of Section 354(i) paragraph 112, of the Municipal Act, R.S.O. 1970, Chapter 284, the parking or leaving of motor vehicles on private property or on property of the Municipality or any board thereof without the aurhority of the owner or occupant of such property is hereby prohibited, and any vehicle so parked or left may be removed and impounded at the expense of the owner of the vehicle upon receipt by the Police Department of a written complaint of the occupant or any adult resident of the property";*
>
> *and further, that Section 2 of By-Law 5615 be amended to read as follows:*

REPORTS (Cont'd)

Report No. 59 - Transportation Committee (Cont'd)

12. (Cont'd)

> *"2. The owner of a motor vehicle parked in violation of this by-law shall be subject to a penalty of not more than $10.00 for the first offence and not more than $25.00 for each subsequent offence, excluding costs";*
>
> *and further, that Section 3 of By-Law 5615 be deleted";*

and that By-Law 9226 be amended accordingly on Third Reading.

CARRIED
(See following Motion of Amendment)

Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

That the word "written" be deleted from the third paragraph of Clause 12.

Mayor Keyes ruled the Motion of Amendment Out of Order because written consent is required under the Municipal Act.

13. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that during the months of June, July and August of each year, warning tickets only be issued to out of Province Passen vehicles parked at expired parking meters in the City of Kingston.

CARRIED AS AMENDED
(See following Motion of Amend

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Clause 13, Report No. 59 be amended to include the word "passenger" after the word "Province" in the fourth sentence.

CARRIED

14. That a by-law be presented to Council to amend By-Law 8 (Dog Control), to provide that the following new section be added :-

> *"When a dog has been impounded pursuant to the provisions of this by-law, the animal may be reclaimed during the hours of 9:00 a.m. to 4:00 p.m. on every day of the week including Saturdays, excluding Sundays and holidays. The animal shall be impounded for a minimum period of time to be five consecutive days which shall not include Sundays and holidays."*

REPORTS (Cont'd)

Report No. 59 - Transportation Committee (Cont'd)

14. (Cont'd)

and further, that Section 15(b) be amended by removing the words "the by-law enforcement officer shall deliver one copy" and the following be substituted therefor, "one copy shall be delivered" so that this section now reads, "A violation ticket shall be prepared in duplicate and one copy shall be delivered to the owner of the dog and the other copy to the City of Kingston." *(This amendment will provide that the ticket may be delivered by anybody, including a dog pound attendant).*

CARRIED

15. That, notwithstanding the provisions of By-Law 10 (Streets), permission be granted to J. Richardson to pave and enlarge a portion of their driveway at the Richardson Coal Dock to permit the entry of heavy trucks.

NOTE: *Section 24(a)2.(a) states that the maximum width of the driveway measured perpendicular to the driveway centre line in the tangent portion must not exceed 25 feet. J. Richardson is requesting approximately double that distance.*

CARRIED

June 5th, 1978

16. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that two 12 minute time limit (5¢ per 12 minutes) and nine two hour time limit (20¢ per hour) parking meters be installed on the east wall of the Kingston Public Library parking lot.

NOTE: *The City will retain the revenue from these parking meters, and will arrange for snow plowing and removal from the area.*

CARRIED

Respectfully Submitted,

(Signed) V. Tarnowecky (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

REPORTS (Cont'd)

Ald. Gerretsen presented Report No. 60 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 60 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 60

May 25, 1978.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS surrounding Townships in the Frontenac, Lennox & Addington Mutual Aid Association wish to obtain the services of the qualified examiner of the City's Fire Department in order to approve the driving competence of volunteer firefighters whom Township Fire Departments have trained as drivers according to classification "D" under the Ontario Classified Driver Licensing System, Ministry of Transportation and Communications; and

WHEREAS it is deemed desirable that the provision of such services be subject to certain conditions;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston provide Townships in the Frontenac, Lennox & Addington Mutual Aid Association with the services of a qualified examiner;

AND BE IT FURTHER RESOLVED that such provision be subject to a Township entering into an Agreement with the City in the form and manner set out in Schedule "A" attached hereto.

CARRIED
(See following Amendment Which was Lost)

Moved by Ald. Breen,
Seconded by Ald. Tarnowecky,

That Clause 1, Report No. 60, be amended to provide that a fee of $10. per hour be charged to be calculated from the time the officer leaves the fire station until his return.

LOST 1:14

REPORTS (Cont'd)

Report No. 60 - Community Services Committee (Cont'd)

2. That the following resolution, submitted by the Borough of North York, be endorsed:

"WHEREAS the Fire Chiefs in Ontario have stated that they would like to see smoke detectors installed in every home; and

WHEREAS it has been proven that smoke detectors are life saving items that every homeowner or tenant should install; and

WHEREAS it is in the interest of all levels of Government that smoke detectors be purchased at as low a cost as possible;

THEREFORE BE IT RESOLVED that the Federal and Provincial Governments be requested to exempt the purchase of such detection units from the respective 12% and 17% tax provisions levied by such Governments

AND BE IT FURTHER RESOLVED that insurance companies be requested to allow a reduction of 5% in fire insurance premiums for units where such detection units have been installed

CARRIED

Respectfully submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

This agreement made this day of 19 .

BETWEEN

THE CORPORATION OF THE CITY OF KINGSTON
(hereinafter called the "Corporation")

- and -

(hereinafter called the "Party of the Second Part")

WHEREAS the (Township) wishes to obtain th services of the Recognized Authority (Examiner) of the Corporation in order to approve for the driving competer of volunteer firefighters whom the (Township) Fire Departr has trained as drivers according to the classification under the Ontario Classified Driver Licensing System, Ministry of Transportation and Communications, Ontario.

AND WHEREAS the Council of the Corporatic and the (Township) have approved of the provision of the aforesaid service subject to the following conditons.

THEREFORE WITNESSETH that in consideratic of the following conditions and the sum of One Dollar ($ the parties covenant and agree as follows:

1. The Examiner of the Corporation shall only sign as to the competence of the (Township) drivers a a road test has been given by the Examiner in accordance the regulations of the Ministry of Transportation and Communications. All other requirements shall be arrangec directly through the Ministry of Transportation and Communications.

2. The (Township) shall pay to the Corporat the following charges for this service:

(1) Ten Dollars per driver road test, and

(2) Fourteen Cents per kilometre as a mil fee for going to and from the testing area. These charges shall be made pa able to the Treasurer of the Corporat of the City of Kingston.

3. The (Township) Fire Department shall keep a driving record file of the volunteer firefighter processed by the Examiner of the Corporation for the Ministry of Transportation and Communications as set out in the Recognized Authority Program.

4. The (Township) hereby agrees to indemnify the Driver Trainer and the Corporation in respect of any claim action or suit that may be brought about while the road test is being carried out. The (Township) shall insure the Examiner and the Corporation respecting this liability and any damages that may accrue therefrom.

5. This agreement shall come into force on the day of ,19 , and shall remain in force until either party gives thirty (30) days written notice of the termination thereof. Thirty (30) days written notice shall also be given by either party wishing to alter the terms of this agreement.

That these presents and everything herein contained shall respectively enure to the benefit of and be binding upon the parties hereto, their executors, administrators, successors and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED

THE CORPORATION OF THE CITY
OF KINGSTON

Mayor

Clerk-Comptroller

THE

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 61 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 61 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 61

May 30, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on November 28, 1977, Council gave Third Reading to By-law No. 9063, 'A By-law to Amend the Official Plan (Official Plan Amendment No. 93) with respect to lands formerly known as the Davis Tannery; and

WHEREAS reports indicating that such land is contaminated have been received; and

WHEREAS the Ministry of the Environment has recommended that the current application for rezoning of the site from Industrial and Recreation Parks and Open Spaces to Residential, Commercial and Recreational Parks and Open Space not be approved; and

WHEREAS the owners and developers of the site have asked the Minister of Housing to refer this matter to the Ontario Municipal Board;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City of Kingston requests that the request of Arcom Developments Ltd. to have Official Plan Amendment No. 93 referred to the Ontario Municipal Board be acceded to as quickly as possible, to ensure a reasonably early hearing.

Ald. Clements withdrew at 9:35 p.m.

CARRIED 14:1
(Ald. Miller Opposed)

2. WHEREAS an application has been received by the Cataraqui Conservation Authority from Arcom Developments Limited (Davis Properties) for filling on the River Street site, formerly the Davis Tannery; and

WHEREAS reports concerning contamination of the site have been received; and

WHEREAS the applicant has requested that this matter be referred to the Ontario Municipal Board;

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

2. (Cont'd)

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that the City does not recommend approval of a fill permit application submitted by Arcom Developments Limited (Davis Properties) for the former Davis Tannery site.

CARRIED 10:5
(Ald. Breen Opposed)

Ald. Allmark withdrew at 9:50 p.m., and returned at 9:55 p.m.
Ald. Clements returned at 10.05 p.m.

3. WHEREAS a traffic study in the Neighbourhood Improvement Area was conducted by De Leuw Cather Limited; and

WHEREAS a recommendation of the study was that an immediate action plan be implemented; and

WHEREAS the Transportation Committee has recommended, and Planning Board agrees, that this immediate action plan should not be implemented;

THEREFORE BE IT RESOLVED that the immediate action plan recommended in the De Leuw Cather report on traffic in the Neighbourhood Improvement Area NOT be implemented; and

BE IT FURTHER RESOLVED that a subcommittee be set up to seek alternative means of improving traffic paterns in the N.I.P. area, such subcommittee to consist of the following:

a) representatives of the NIP area Citizens' Committee;

b) representatives of NIP area business groups;

c) Administrator of Traffic & Streets;

d) representative of the Transportation Committee (Alderman G. Webb).

Ald. Gorham, Ald. Gerretsen and Ald. Webb withdrew at 10.19 p.m.
Ald. Gorham returned at 10.20 p.m.

CARRIED

4. That the following plans, submitted by Dacon Corporation Limited, for a 120 unit apartment building at the south end of Green Drive:

Plan P-1 - Perspective - May 17, 1978
Plan L-1 - Plot Plan - May 17, 1978
Plan 1 - Floor Plan - March 27, 1978
Plan 3 - Front Elevation - March 27, 1978

be approved, subject to the owner entering into a Development Control Agreement which shall be subject to the following conditions:

a) that development be in accordance with the above listed plans ;

REPORTS (Cont'd)

Report No. 61 - Planning Board (cont'd)

4. (Cont'd)

b) that a landscaping plan which shall be subject to City approval be filed and implemented within one year of the date of issuance of the building permit, said plan to include buffering between the parking area and the rear of the single family residential lots at the south-east corner of the subject property;

c) that the design and location of all exterior lighting shall be subject to City approval;

d) that all parking areas and vehicular access routes shall be paved;

e) that any exterior air conditioning or other mechanical units shall be screened in a manner which is satisfactory to the City;

f) that the interior layout as shown on Plan #1 Floor Plan shall not be subject to the requirements of development control;

g) that garbage pick-up by the City will be made only if suitable onsite pickup facilities are provided to the satisfaction of the Commissioner of Works;

h) that the owner agrees to reserve a 66 ft wide strip of land in the westerly portion of the site for a public street extension of Green Drive to the southerly boundary of the site, and that the land shall be conveyed to the City at no cost when required by the City as a result of development of the owners' lands to the south;

i) that prior to issuance of a building permit approval of the Commissioner of Works for engineering plans of all services including work to be carried out within the existing watercourse shall be obtained;

j) the owner shall provide evidence of approval of the work by the Conservation Authority;

k) that an easement in favour of the City shall be provided for the extension of the Green Drive storm sewer which will be made necessary due to development of this site;

l) that the Green Drive storm sewer shall be extended southerly to discharge to the open watercourse to a standard satisfactory to the Commissioner of Works, at the owner's expense;

m) that a $45.00 per acre payment to the City be made as a contribution toward future enlargement of the storm culvert under the rail line on the west boundary of the site;

n) that all sewers and the first 280 feet ± of the access road shall be constructed to City standards; (See also Public Works Report No. 62, Clause 4).

o) that a City approved sign shall be placed at the south end of the existing Green Drive to indicate the private nature of the access road;

p) that the culverts under Green Drive as extended be lengthened to allow the boulevard on the north-west side of the road to be widened to 9 feet throughout its entire length;

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

4. (Cont'd)

q) that a protective hand rail be constructed parallel to the sidewalk where it crosses the open watercourse;

r) that water supply shall be by a minimum 12"0 service from Green Drive;

s) that two on-site fire hydrants shall be installed to the satisfaction of the Public Utilities Commission and the Fire Chief;

t) that the water service to the hydrant at the south side of the main building shall not be installed under the building as shown on the plans;

u) that the electrical service shall be in accordance with P.U.C. standards and will be underground from the existing overhead line on the east property line, with the developer to provide 4" concrete encased ducts to the point of supply and for all primary cable in excess of 70 feet or beyond the nearest wall of the main building, whichever is the least, and a transformer vault in accordance with the electrical code;

v) that a 15 feet wide easement for a future 12"0 watermain connection to the owners' lands to the south shall be granted to the Public Utilities Commission.

w) In the case of a residential building or the residential part of a combined residential and non-residential building, a charge of $125.00 for each dwelling unit the creation of which is authorized by the building permit of which $125.00 shall be for sanitary sewers and $nil for storm sewers.

x) the facilities and matters referred to in this agreement shall be provided and maintained by the owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.

CARRIED

Ald. Webb returned at 10:25 p.m.

5. WHEREAS the Parks and Recreation Committee has recommended that the Kingston Rowing Club and the Cataraqui Canoe Club be permitted to establish a building in the Orchard Street Park to serve their recreational needs; and

WHEREAS this proposal does not involve major construction work or a major change in use of this park but would encourage the use of this waterfront park for a water based recreational purpose;

THEREFORE BE IT RESOLVED that By-Law No. 8499 be amended as follows:

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

5. (Cont'd)

a) By amending Zoning Map No. 17 so as to rezone the approximately 4.9 acre parcel of land located east of Orchard Street between River and Cataraqui Streets as shown on a copy of Zoning Map No. 17 which is attached hereto as Schedule 'A' from P to P.155 (General Recreation) Park;

b) By adding as Section 155 the following:

"155. On the approximately 4.9 acre parcel of land located east of Orchard Street between River and Cataraqui Streets and designated P.155 on a copy of Zoning Map No. 17 attached to and forming part of By-Law No. as Schedule 'A', the permitted uses shall also include a building for the Kingston Rowing Club and the Cataraqui Canoe Club."

(Note: It is recommended that this By-law be given two readings only, pending receipt of a favourable report on the matter of contamination from the Ministry of the Environment)

CARRIED 14:1
(Ald. Matthews Opposed)

6. That Council does hereby certify that By-Law No. 'A By-law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 4.9 Acre Parcel of Land Located East of Orchard Street Between River and Cataraqui Streets from P to P.155 (General Recreation) Park)' is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

7. WHEREAS By-Law No. 9214, "A By-Law to Amend the Zoning for a 0.1 Acre Parcel of Land Located on the West Side of Macdonnell Street Between Princess Street and South Bartlett Street from A (One and Two Family) Residential to C1 (Neighbourhood) Commercial" was passed by Council on April 10, 1978; and

WHEREAS notification of the amending By-Law No. 9214 has been sent to affected property owners; and

WHEREAS objections to the By-Law have been received; and

WHEREAS the letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9214 passed on April 10, 1978, (Clause 3, Report No. 32, 1978) be reaffirmed.

CARRIED
(Mayor Keyes Opposed)

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

8. That the following plans, submitted by Woodlon Developments Limited, for a commercial building for offices and retail stores on the west side of Portsmouth Avenue, north of Princess Street, bearing the civic number 900 Portsmouth Avenue:

Plan #1 - Front Elevation - May 10, 1978

Plan #2 - Site Plan - May 25, 1978

Plan #3 - Floor Plan & Elevations - April 30, 1978

be approved, subject to the owner entering into a Development Control agreement, which shall be subject to the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that a landscaping plan which shall be subject to City approval shall be implemented within one year of the date of issuance of the building permit;*

c) *that the design and location of all free standing exterior signs shall be subject to City approval;*

d) *that all parking areas and vehicular access routes shall be paved;*

e) *that all exterior air conditioning and other mechanical units shall be screened in a manner which is satisfactory to the City;*

f) *that a solid decorative masonry wall at a minimum height of 4½ feet be constructed along the north boundary of the site to within 25 feet of the street line and that plans for the wall be subject to City approval;*

g) *that the entire building exterior be of split-rib concrete block including the south and west elevations;*

h) *that the interior layout of the building as shown on Plan #3 shall not be subject to the regulations of development control;*

i) *that no signs shall be placed above the roofline of the building;*

j) *that the owner shall enter into a garbage pick-up contract with a private garbage pick-up service, with the said contract to be filed with the City, unless an arrangement suitable to the Commissioner of Works for City pick-up can be arrived at;*

k) *that internal garbage storage facilities satisfactory to the City shall be located on site;*

l) *that a grading plan to the satisfaction of the Commissioner of Works shall be filed with the City prior to issuance of the building permit;*

m) *that a culvert of a minimum 15"0 shall be placed under the entrance;*

n) *that the owner shall agree not to oppose any future local improvements on Portsmouth Avenue for sidewalk, curb and gutter, boulevard or road improvement;*

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

8. (Cont'd)

o) that a new commercial type 1"Ø water service shall be supplied at the owners cost;

p) that electrical service shall be from the existing pole line on the west side of Portsmouth Avenue;

q) that this approval shall be for retail store and office type uses, only as shown on Plan #3;

r) in the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers;

s) the facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 shall apply.

CARRIED 14:1
(Ald. Timmins Opposed)

9. WHEREAS a fill permit application has been submitte to the Cataraqui Region Conservation Authority by James Richardson & Sons Limited for filling of Part of Lots 15 and 16, Broken Front Concession, City of Kingston; and

WHEREAS such application has been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that Council has no objection to the granting of a fill permit to James Richardson & Sons Limited for filling on Part of Lots 15 and 16, Broken Front Concession, City of Kingston.

CARRIED

10. WHEREAS Section 35(b) of The Planning Act, provides that as a condition of development or redevelopment of land for residential purposes, Council may require that land in an amount not exceeding 5 per cent of the land proposed for development or redevelopment be conveyed to the municipality for park purposes; and

WHEREAS Section 35(b) of the said Planning Act also provides that Council may accept money to the value of any land required to be conveyed to the municipality for park purposes; and

WHEREAS Dacon Corporation Limited has submitted plans for the development of a 120 unit apartment building at the south end of Green Drive; and

WHEREAS it has been recommended by the Parks and Recreation Committee that the City accept 5% in cash in lieu of land for park purposes for this development;

REPORTS (Cont'd)

Report No. 61 - Planning Board (Cont'd)

10. (Cont'd)

THEREFORE BE IT RESOLVED that Council accept 5% cash in lieu of land for park purposes with regard to the development by Dacon Corporation Limited at the south end of Green Drive known as Country Club Towers, as authorized by By-Law No. 8820 of the Corporation of the City of Kingston.

CARRIED

Ald. Timmins declared a conflict of interest and abstained from voting in Clause 11 as he is an employee of Alcan Limited.

June 5, 1978

11. That, as recommended by the Development Control Committee, the following plans, submitted by Alcan Canada Products Limited, for an addition to the existing annealing furnace building (Williamson Plant) located in the north-east sector of the Alcan site, slightly over 1000 ft. from the closest (east) property boundary:

Plan #1 - north-west perspective - May 18, 1978

Plan #2 - north, west & south elevations - May 18, 1978

Plan #3 - proposed road pattern - Scale: 1"=100' March 22, 1978

Plan #4 - location of proposed extension - Scale: 1"=200' - March 27, 1978

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) that the development be in accordance with the above listed plans;

b) that a new fire hydrant be installed on site to the satisfaction of the Public Utilities Commission.

CARRIED

Respectfully submitted

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
G. Timmins

* * *

REPORTS (Cont'd)

Ald. Breen presented Report No. 62 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 62 of the Public Works Committee be received and adopted clause by clause.

Ald. Gerretsen returned at 10:40 p.m.

Report No.62

June 5, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of Diversey Environmental Products Ltd to supply 1,600,000 pounds of Ferric Chloride (550,880 poounds of contained Iron 3) at a cost of $140,474.40 based on $.255 per pound contained Iron 3, be accepted on the basis that the price is firm for one year and the supply is subject to "Force Majeure Clause", being the lower tender received.

Ald. Timmins withdrew at 10:43 and Returned at 10:45 *CARRIED*

2. That subject to the approval of the Ministry of Transportation and Communications and the Public Utilities Commission, the tender of Donald A.Foley Ltd., in the amount of $236,160.50, for -

a) Reconstruction and widening of asphalt pavement on Queen St from King to Bagot St including 12", 21" and 24" diameter storm sewers,

b) construction of 21", 24" and 36" diameter storm outlet sewer in Wellington St from Queen to Barrack St,

c) Construction of 8" diameter sanitary sewer in Wellington St from 43' north of Queen St to 65' north of Barrack St,

in accordance with plans and specifications prepared by the City and Public Utilities Commission Engineering Departments, be accepted being the lowest tender received.

CARRIED

REPORTS (Cont'd)

Report No. 62 - Public Works Committee (Cont'd)

3. That an Agreement be entered into with Gore and Storrie Ltd to perform an analysis of the existing River St Pumping Station to establish the safe operating capacity of the pumping system including a computer assisted analysis of the forcemain under the Great Cataraqui River at an estimated cost of $2500.00 which amount will not be exceeded without City authorization, funds for this work having been provided by City Council.

Further, that the proposed Agreement submitted by Gore and Storrie Ltd be amended by deleting the words "River Road" and substituting therefor the words "River Street".

Note This is the first step of an eight point program to meet the request of the Ministry of the Environment to improve the quality of the water along the lakefront.

CARRIED

4. That the Developer of the Country Club Towers, Dacon Corporation Ltd., be required to construct the services in the first 280' of the entrance road which runs southerly from the intersection of Green Drive and Bayswater Place to City standards and be responsible for maintenance including snow plowing and sanding.

CARRIED

5. That, since there is a space conflict between two existing sewer laterals and the storm sewer which is being constructed in Elliot Ave., Contract 78/2W with Donald A.Foley Ltd be amended to include the extra work of relaying 30' of sanitary sewer lateral at Station 0+99 and 30' at Station 1+41 at a unit cost of $45.00 per foot for a total cost of $2700.00, there being adequate funds for this work in the construction by-law.

CARRIED

Respectfully submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

REPORTS (Cont'd)

Ald. Gorham presented Report No. 63 of the Parks & Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 63 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 63

May 25, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

Ald. Breen requested a division on Clause 1.

1. That by-laws be passed to authorize -

a) the reconstruction of the rink floor, boards and underground drainage system at the Elmer Youth Centre at estimated cost of $115,000.00,

CARRIED 14:1
(Ald. Breen Opposed)

b) the purchase of an ice surfacing machine for use at the Cook Youth Centre, construction of a facility to house the machine and minor renovations to existing facilities,at estimated cost of $35,000.00,

provision for the above expenditures having been made in the 1978 Capital Budget.

CARRIED
(See Recorded Vote)

Ald. Webb requested a recorded vote on Clause 1 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthu Ald. Miller, Ald. Timmins, Ald. Webb (13)

NAYS: Ald. Breen, Ald. Tarnowecky (2)

2. That the account of A.G.Spalding and Bros, in the amount of $916.50, for the supply of golf balls and golfing equipment, be paid.

CARRIED

REPORTS (Cont'd)

Report No. 63 - Parks & Recreation (Cont'd)

Respectfully Submitted,

(Signed) M.B. Gorham (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Mackenzie presented Report No. 64 of the Finance and Accounts Committee as follows:

Council consented to the withdrawal of Clause 24 as printed on the Agenda and the substitution thereof of a new Clause 24.

Council further consented to the addition of Clauses 25 and 26 which were distributed.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 64 of the Finance and Accounts Committee be received and adopted clause by clause.

Ald. Breen withdrew at 11:10 p.m.

REPORT NO. 64

June 7, 1978.

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. The following clause was Tabled at the Council meeting of May 23, 1978 for consideration at this meeting:

Whereas the Finance Committee has considered the following resolution from the Public Works Committee:

> *"That effective June 1, 1978, all Public Works Department Vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."*

AND WHEREAS at the Finance meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:

a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.

b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

1. (Cont'd)

c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to City vehicles taken home.

d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000. is far outweighed by the more efficient service the citizens receive;

THEREFORE BE IT RESOLVED that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed, with the understanding that any additional use of vehicle privileges to any employee or any of the positions listed below, shall be subject to the recommendation of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the clerk-comptrolle

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2
Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1
Foreman - Forestry & Weed Control	Parks & Recreation	1
Foreman - Maintenace & Construction	"	1
Facility Foreman	"	1
Assistant Administrator	Traffic & Streets	1

REFERRED BACK TO THE FINANCE COMMITTEE
(See following Motions)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the words "or any of the positions listed below", be inserted after the word "employee" in paragraph 4 of Clause 1.

CARRIED

Ald. Breen returned at 11:15 p.m.

Ald. Allmark withdrew at 11:20 and returned at 11:25 p.m.

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Clause 1, Report No. 64, as amended, be referred back to the Finance and Accounts Committee for further consideration.

CARRIED

Ald. Webb withdrew at 11:26 p.m.

2. That the Liquor Licence Board be notified that Kingston City Council supports the request of the Kingston and District Labour Council that they be permitted to sell beer in the marquee during the Kingston and District Labour Council Annual Labour Day Fest at Lake Ontario Park, provided the marquee closes at 11 p.m. and is well policed.

CARRIED

3. (A) That a By-Law be presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
8522 and 8643		6-10 yrs.	9½%
	Term:	10 years	

(B) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
7708; 8521; 8549; 8657; 9053		6-10 yrs.	9½%
	Term:	10 years	

(C) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $404,584.53 for Construction of Storm Sewers.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
8664; 8965; 8964; (amended by		6-10 yrs.	9½%
By-Law 9025)8658; 8940		11-15 yrs.	9 3/4%
	Term:	15 years	

(D) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
8881; 8941; 8222; 8479		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

3. (Cont'd)

(E) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
8478; 8547; 8477; 8480; 8870;		6-10 yrs.	9½%
8548; 8482; 8476; 8598; 8481;	Term:	10 years	
8644; 9066; 9047;			

(F) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

Work Authorized by By-Laws:	Interest Rate:	1- 5 yrs.	9¼%
8224; 8493		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(G) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $90,000.00 for Improvements, Alterations and Extensions of the Water System of the City of Kingston.

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
9157		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(H) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $200,000.00 for Improvements to the Natural Gas System in the City of Kingston.

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
7259; 9018		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(I) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $132,740.00 for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
9067		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(J) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $200,000.00 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

Work Authorized by By-Law:	Interest Rate:	1- 5 yrs.	9¼%
9010		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

3. (Cont'd)

(K) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $67,000.00 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way (General Rate).

Work Authorized by By-Law:	Interest Rate:		
9038		1- 5 yrs.	9¼%
		6-10 yrs.	9½%
		11-15 yrs.	9 3/4%
	Term:	15 years	

(L) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the sum of $39,000.00 for Reconstruction of Certain Concrete Sidewalks (General Rate).

Work Authorized by By-Law:	Interest Rate:		
9039		1- 5 yrs.	9¼%
		6-10 yrs.	9½%
	Term:	10 years	

(M) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $42,000.00 for Reconstruction of Certain Streets (General Rate).

Work Authorized by By-Law:	Interest Rate:		
8665A		1- 5 yrs.	9¼%
		6-10 yrs.	9½%
	Term:	10 years	

(N) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $50,000.00 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard. (General Rate).

Work Authorized by By-Law:	Interest Rate:		
7526; amended by 8996		1- 5 yrs.	9¼%
		6-10 yrs.	9½%
	Term:	10 years	

(O) That a By-Law be Presented to Council to Authorize the Borrowing Upon Debentures of the Sum of $74,000.00 for the re-alignment of Montreal Street. (General Rate).

Work Authorized by By-Law:	Interest Rate:		
8187		1- 5 yrs.	9¼%
		6-10.yrs.	9½%
	Term:	10 years	

DEBENTURE CONSOLIDATION

That a By-Law be presented to Council to consolidate the following sums into one sum and provide for the borrowing thereof:

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

3. (Cont'd)

	Term In Years	$ Amount
Curbs, Gutters & Boulevards	10	25,101.94
Asphalt Pavements	10	76,682.23
Storm Sewers	15	404,584.53
Sanitary Sewers	15	94,080.31
Sidewalks	10	75,296.47
Watermains	15	46,803.85
Water System	15	90,000.00
Gas System	15	200,000.00
Water System	15	132,740.00
Electrical System	15	200,000.00
Sanitary Relief Sewer	15	67,000.00
Sidewalk Reconstruction	10	39,000.00
Reconstruction of Certain Streets	10	42,000.00
Intersection Improvements	10	50,000.00
Montreal St. Re-alignment	10	74,000.00
		$1,617,289.33

Interest Rate:		
	1 - 5 yrs.	9¼%
	6 - 10 yrs.	9½%
	11 - 15 yrs.	9 3/4%

CARRIED

4. That a By-Law be presented to Council to levy a tax for 1978, in accordance with Section 304 of The Municipal Act, R.S.O. 1970, as amended, on the following Universities, Colleges, and Hospitals at a rate of $50.00 for each full-time student enrolled or for each Provincially rated bed, with effect from July 1, 1978:

Queen's University	10,529	Students	@ $50.	526,450
Queen's Theological	61	Students	@ $50.	3,050
St. Lawrence College	1,624	Students	@ $50.	81,200
Psychiatric Hospital	482	Beds	@ $50.	24,100
Hotel Dieu Hospital	281	Beds	@ $50.	14,050
Kingston General Hospital	590	Beds	@ $50.	29,500
Ongwanada Hospital	82	Beds	@ $50.	4,100
Ongwanada Hospital - Pemrose Division	142	Beds	@ $50.	7,100
St. Mary's of the Lake Hospital	210	Beds	@ $50.	10,500
				$700,050.

(Note:	*1978 Tax Levy*	*Budget Amount*
Universities & Colleges	*$610,700.*	*$610,700.*
Hospitals	*89,350.*	*92,350.*
	$700,050.	*$703,050.* *)*

CARRIED

Ald. Webb returned at 11:28 p.m.

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

5. That the amount of $160,500 (Federal) recorded in the contingency category as per the Application "C" dated February 13, 1978, and in the City of Kingston By-Law No. 9193 is surplus to the City's financial requirements for implementing a redevelopment plan in the St. Lawrence/Cataraqui area; and the City concurs with the Ministry of Housing's initiative in reducing the amount of the Federal share for implementation by $160,500 on the supplementary Provincial-Municipal Agreement for the implementation stage that will be forwarded to the City for execution.

CARRIED

6. That the City's portion of the account of Scott & Aylen in the amount of $733.12 be approved for payment it being noted that there are sufficient funds in the budget for this purpose.

(Note:

To Professional Services Rendered in the matter			*$1,200.00*
Disbursements:	*Paid Travel Expenses*	*$ 90.22*	
	Paid Photocopying	*3.95*	
	Paid mileage	*1.44*	
	Paid Bell Telephone	*3.58*	
	Paid Holiday Inn, Kingston	*167.05*	
		266.24	*266.04*
Total Fees and Disbursements			*$1,466.24*
Portion payable by the Association - one half			*733.12*

Copies of the Arbitration Award were distributed to the members of Council and to the Kingston Firefighters Association for payment of their share of the account.)

CARRIED

7. That the Liquor License Board be notified that Kingston City Council supports the request of the Kingston and District Agricultural Society that they be permitted to sell beer in the Marquee during the Kingston Exhibition from July 18th to July 22nd, 1978 on the Community Centre grounds provided the Marquee closes at 11 p.m. and is well policed.

CARRIED

8. That as requested by the City Hall Staff Association, permission be granted for the City Hall Staff to have the afternoon of July 12th off for the Annual City Hall Picnic, and in the event of rain an alterative date of July 19th be approved.

CARRIED

9. That, as requested by the Public Utilities Commission, four 53 passenger buses be ordered this year with delivery and payment in 1979, at an estimated cost of $324,000; City's share (25%) $81,000; Province share (75%) $121,500.

(Note: The Ministry originally approved the purchase of three 53 passenger buses in 1978. It has now agreed that it is prepared to provide subsidy for up to six additional units in 1978.

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

9. (Cont'd)

Approval of City Council for the purchase of two buses in 1978 was given at the meeting of December, 1977. City Council, on May 24, 1978, approved the purchase of one bus).

CARRIED AS AMENDED 10:
(See Following Motion of Amendmen
(Ald. Webb Opposed)

Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That Clause 9, Report No. 64, be amended to read as follows:

That, as requested by the P.U.C., two 53 passenger buses be ordered this year with delivery and payment in 1979 at an estimated cost of $162,000. City's share 25%, $40,500; Province's share 75%, $121,500.

CARRIED
SEE RECORDED VOTE

Mayor Keyes requested a recorded vote on Clause 9, which was as follows:

YEAS: Ald. Allmark, Ald. Clements, Ald. Gerretsen, Ald. Hawkins, Ald. Matth
Ald. Miller, Ald. Timmins, Ald. Webb (8)

NAYS: Mayor Keyes, Ald. Breen, Ald. French, Ald. Gorham, Ald. Mackenzie,
Ald. McArthur, Ald. Tarnowecky (7)

10. That the July meetings of City Council be held on July 10th and July 24th, 1978; and that the regular August meeting of City Council be held on August 28th, 1978.

CARRIED

11. That the Brief submitted by the County of Frontenac, County of Lennox & Addington and the City of Kingston on "Textile Tariff Negotiations and Their Potential Impact on our Communities" be endorsed; and that the Federal Government and political parties at the National level be notified of Council's endorsation.

CARRIED

12. WHEREAS Lenna Megraw, tenant of 128 Rosemund Crescent, was designated on the Assessment Commissioner's list, dated October 1, 1977, as a Roman Catholic and a Separate School Supporter, pursuant to Section 23 of The Assessment Act;

AND WHEREAS there was no appeal made to change the school support designation; but when the Assessment Roll made in 1977 for 1978 Taxation was printed by the computer Lenna Megraw was assessed, incorrectly, as a "public school supporter";

AND WHEREAS application has been received from the Frontenac-Lennox and Addington County Roman Catholic Separate School for Council to correct the error;

THAT pursuant to the provisions of Section 120 of The Education Act, 1974, it is hereby directed that the school taxes of the ratepayer at 128 Rosemund Crescent (Roll No. 10-11-060-080-02651-0010) be paid to the Frontenac-Lennox and Addington County Roman Catholic Separate School Board instead of the Frontenac County Board of Education.

CARRIED

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

13. That the City of Kingston supports the application of the Canadian National Railway to withdraw the agency designation for the old Canadian National Railway station on Montreal Street.

CARRIED

14. That, as recommended by the Director of Purchasing, the tender of Firestone Stores Limited in response to Tender No. 78-18, for Fleet Equipment Tyres, be accepted as it is generally lower for sizes associated with our requirements.

(Note: The prices submitted includes daily service calls to the City Yard.)

CARRIED

15. That the concept of Kingston hosting the Discovery Train from July 22 to July 26, 1978, inclusive, be endorsed; and that a budget be prepared as soon as possible.

(Note: A Public Meeting was held on Monday, June 5th, 1978 in Memorial Hall, to present information on the Discovery Train. Copies of the Minutes have been distributed.)

CARRIED

16. That, as requested by the Parks and Recreation Committee, a budget transfer in the amount of $1,631.39 from Finance Contingencies to Parks and Recreation, City Property, 19 Queen Street, be approved to provide for the following:

a) $616.30 for work done by Emmons and Mitchell to meet the approval of the Public Utilities Commission of the transformer vault structure at 19 Queen Street;

b) $1,015 to bring electrical items other than those specified in the contract with Ontario Electrical Construction Company Limited up to the Ontario Hydro approved standards.

(Note: Approximately $1,800 of work is still being deferred until a tenant has been found for the premises.)

CARRIED
(Ald. Tarnowecky Opposed)

17. That the City Treasurer be authorized to advance up to $6,500 to the Canada Week Committee towards the Canada Week activities from the KOPEC reserve fund on the understanding that any portion of the monies not spent be returned to the City and placed in a reserve fund for future similar events.

(Note: Total budget $78,524. In addition to donations from various sources, a total of $28,854 is required to be made up as follows:

$5,000	*Council for Canadian Unity*
400	*Folk Arts Council*
7,500	*City of Kingston ($1,000 already advanced)*
15,000	*Wintario.)*

CARRIED

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

18. That the account of Cunningham, Little, Bonham & Milliken in the amount of $1,368.50 for legal services in connection with the Arbitration of the Kingston Firefighters Association, be approved for payment, it being noted that there are sufficient funds in the budget for this purpose.

CARRIED

19. So that all standing committees will have the services of a Clerk V for the preparation of the agenda, minutes and council reports, and so that the Council will have more qualified persons available for committee secretaries, one Secretary II position, which was formerly a Clerk V position, revert from the classification Secretary II to Clerk V, it being noted that the ranges are as follows and no budget transfers will be required this year for this change.

Secretary II	-	Group 8-06	-	$10,261	-	12,564
Clerk V	-	Group 11-7	-	12,771	-	15,381

CARRIED

20. WHEREAS the United Senior Citizens of Ontario Inc., 20th Annual Convention will be held in Kingston from August 14 to August 16, 1978;

AND WHEREAS there will be approximately 600 our-of-town delegates and visitors who will be attending the convention;

AND WHEREAS a local hosting committee of seniors from Kingston and Hastings - Prince Edward Area has been formed;

THEREFORE BE IT RESOLVED that a grant of $300. be given to assist in the hosting of this convention in the City of Kingston.

CARRIED

21. That the Canadian Transport Commission be notified that the City of Kingston supports the application by the Canadian National Railway and indicates the necessity that a portion of the Hamley Spur Trackage, amounting to 0.30 miles of track running from North Street to Place d'Armes, as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973, be removed in order that a portion pf the land may be conveyed to Province of Ontario for future development, a major catalyst in the City of Kingston's Downtown Revitalization Programme, removal of such trackage not to take place until after the Kingston hosting of the Discovery Train from July 22 to July 26, 1978.

(Note: Nine rail customers who use these tracks have agreed with the suggested removal).

CARRIED

Ald. Tarnowecky withdrew at 11 p.m.

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

22. That, as requested by the Public Works Committee, it be recommended to Council that $2,500. be provided from Finance Contingencies to construct a catch basin and 60 feet of 8" pipe on Railway Street to intercept the road drainage for disposal into the storm sewer system which now drains on to and floods the property of Arc Industries Limited.

CARRIED

23. That, as recommended by the Parks and Recreation Committee, and following a trial period, the following changes in the structure of the Parks Department, be approved:

1. Elimination of the position of Director of Parks and assignment of the bulk of these duties to the Director of Recreation with the new title Director of Operations, Parks and Recreation.
2. Assignment of some of the former duties of Director of Parks to the Director of Development with the new position to be entitled Director of Development and Revenue.
3. Assignment of additional duties to the Foreman - Development with the new position to be entitled General Foreman - Parks.
4. Assignment of additional duties to the Supervisor, Recreation Programs.

and further that, as recommended by the Director of Personnel, the following reclassifications of positions in the Parks and Recreation Department, be approved:

PREVIOUS TITLE	GROUP NO.	$ PREVIOUS BALANCE	$ 1977 SALARY
Director - Development	14-10	16,377-19,606	19,606
Director - Recreation	14-10	16,377-19,606	19,606
Foreman - Development	12-8	13,973-16,792	16,792
Supervisor - Recreation Program	11-7	12,771-15,381	15,381

RECOMMENDED TITLE	GROUP NO.	NEW RANGE	1977 SALARY
Director - Development and Revenue	14-10	16,377-19,606	19,606 (no change)
Director - Operations Parks & Recreation	15-11	17,387-20,997	19,998
General Foreman - Parks	13-9	15,177-18,198	17,387
Supervisor - Recreation Programs	12-8	13,973-16,792	16,081

to be effective June 12, 1978.

(Note: *Although the position of Director of Development and Revenue has been assigned more duties, the additional points credited to the position under the Job Evaluation Program are not sufficient to change the classification.)*

CARRIED
(Ald. Gerretsen Opposed)

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

24. That Clause 17, Report No. 21, passed at the meeting of City Council held on February 27th 1978, authorizing amendments to the agreement with Marina City Limited and the City of Kingston be further amended as follows:

(1) That there shall be four agreements - one for Block A, one for Block B, one for Block C and one for Blocks D and E, all under development control.

(2) That the following conditions shall apply:

Block	Area	Landscaped Area	Amenity Area	Units	Floors	Comm.	Parking
A	35,283	11,200	1,800	90	8	0	113
B	26,507	10,400	1,400	64	8	0	82
C	53,300	30,000	2,700	90	12-14	12,000	164
D	335,000	200,000	16,750	490	3-14	253,000	max. 11

(3) That the Blocks A, B, C, D and E shall be developed in accordance with drawings prepared by the Webb Zerafa Menkes Housden Parnership, Architects, Toronto, Ontario, said plans to be attached to the agreements, i.e.

Block A - 8 storey apartment building - 90 units -113 parking spaces.
Block B - 8 storey apartment building - 64 units - 82 parkings spaces.
Block C - 12,000 sqare feet of gross leaseable area of commercial space
Block D - 253,000 and 1100 parking spaces.

(4) A 16' watermain will be constructed on the east side of Ontario Street with the apportionment of the costs of a 12" watermain going to the developers. Blocks A and B will pay a connection charge. The Public Utilities Commission will assume the cost over 12" in sizing in accordance with their normal policy.

(5) All servicing in the public streets will be done as local improvements

(6) The City will obtain ownership of the 20 foot walkway and the developer will be responsible for putting the piling in the condition satisfactory to the City and the City would be responsible for maintenance when this has been put in satisfactory condition.

(7) Other than for external appearance any disagreements will be settled by arbitration.

(8) The City will agree to the issuance of building permits within 30 days from the receipt of complete plans and information has been received. Applications to be made for Blocks A and B and C by November 1st 1978. If the developers are not able to proceed due to conditions beyond their control these agreements will become null and void and the December 1st 1971 agreement will apply.

(9) That the developer will deed Block E to the City.

The foregoing and other conditions will be set out in agreements to be entered into by the developer and will be distributed at the meeting of the Finance Committee to be held on Monday, 12 noon in the Council Chamber at City Hall.

WITHDRAWN
(See new Clause 24 as follows)

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That in accordance with Rule No. 16 of By-Law 1, the permission of Council be given to continue the meeting beyond 12 Midnight.

CARRIED 14:1
(Ald. Miller Opposed)

Ald. Tarnowecky returned at 12 p.m.

Ald. Miller Moved that Clause 24 of Report No. 64 be Tabled until the next meeting of City Council. THERE WAS NO SECONDER.

24. That By-Laws be presented for Two Readings to authorize the execution of four agreements with 361029 Ontario Limited, in the form drafted by the City Solicitor and distributed to members of Council on June 12, 1978; it being understood that the four agreements will not be given Third Reading until By-Law 9283, which amends Zoning By-Law 3077, to include Blocks A, B & D under development control, has received three readings - By-Law 9283 will be presented to Council on June 12, 1978 for Three Readings.

CARRIED
(See Recorded Vote)

Ald. McArthur requested a recorded vote on Clause 24 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb, (14)

NAYS: Ald. Miller (1)

Ald. Clements withdrew at 12:05 p.m. and returned at 12:07 p.m.

25. That the firm of Russell Johnson Associates be engaged for the following work in connection with the renovations to the Grand Theatre:

a) Room acoustics assessment of stage and auditorium using precision measuring equipment.

b) A noise and vibration control assessment of equipment currently in use in the building using precision measuring equipment.

c) A noise and vibration control review of mechanical drawings for proposed work.

d) A report of the findings including general recommendations.

at a cost of $2,100 U.S., approximately $2,300. Canadian, to include travel costs conditional on the report being made by June 30th, 1978, in order to guarantee the proper acoustical balance at the Grand Theatre.

(Note: Funds are available in the Grand Theatre Work in Progress Account.)

CARRIED

REPORTS (Cont'd)

Report No. 64 - Finance & Accounts (Cont'd)

26. That the brief on Declining School Enrolment, as prepared by Ald. J. Mackenzie and Ald. T. French, be endorsed for presentation to the Frontenac County Board of Education.

(Note: A copy of the Report was distributed to all members of Council.)

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Webb said that he had received that evening the registration forms for the Association of Municipalities Convention. In the information regarding the accommodation at the Royal York Hotel it states that there is no charge for children 21 years of age and under occupying rooms with one or both parents. Since when did 21 year olds become children? The Royal York Hotel must be looking for business.

He requested clarification of the motion on the agenda to the effect that commencing with the Second Council Meeting in June, "Unfinished Business" be suspended until after the next municipal election. This seemed like closure to him. What the next Motion would be he did not know. Why was not such a drastic suggestion brought up last year when procedures of Council were discussed. What are we afraid of that we are eliminating Unfinished Business until after the Election? Mayor Keyes said that he would suggest that the Motion be referred to the Finance Committee.

Ald. Clements said that on behalf of the Committee looking into the Clerk-Comptroller's position he would like to make some comments. The Aldermen had received a memorandum asking them to indicate their intentions as to whether or not they wish to submit a written or oral brief. This was followed last week by another memorandum at which time no comments were received. Subsequently, comments were received from Ald. Allmark.

He said that he would like it read into the record the members of Council who would be appearing before the Committee. The following members who are not members of the Committee indicated as follows:

TO APPEAR	NOT TO APPEAR
Mayor Keyes	Ald. Breen
Ald. Gerretsen	Ald. Gorham
Ald. Mackenzie	Ald. McArthur
	Ald. Tarnowecky
	Ald. Webb

Ald. McArthur said that he would like to congratulate the staff on their work with regard to the Marina City project. He did not believe that the developers had tried to change the plans but they did want to put a complete picture before the City and get something for the City. Once again he would like to congratulate the staff and the members of the

UNFINISHED BUSINESS (Cont'd)

Finance Committee for their work in this regard.

Ald. Tarnowecky said that he would like to apologize for contributing to the discussion due to the lateness of the hour, but he had promised his wife to bring up a matter with regard to City Park. He and his wife along with twelve adults and ten children had decided to have a picnic in City Park over the weekend. He would like to have the Chairman of the Parks Committee investigate the condition of the facilities in this park.

* * *

BY-LAWS

Council consented to the re-numbering of By-Laws 23 and 24 to Nos. 29 and 31 and the addition of By-Laws Nos. 23 to 36.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 31 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 29 to 31 their Third Reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 29 to 36 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Meters).

(FIRST & SECOND READINGS) (PROPOSED NO. 9254)
Clause 13 Report No. 59, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Parking) (Bus Stops)

(FIRST & SECOND READINGS) (PROPOSED NO. 9255)
Clauses 1, 3 and 7 Report No. 59, 1978

(3) A By-Law to Repeal By-Law 9028, "A By-Law to Stop Up and Close Bagot Street from Barrie Street to West Street".

(FIRST & SECOND READINGS) (PROPOSED NO. 9256)
Clause 4, Report No. 59, 1978

(4) A By-Law to Amend By-Law 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", (Reclaiming of Dogs).

(FIRST & SECOND READINGS) (PROPOSED NO. 9257)
Clause 14, Report No. 59, 1978

BY-LAWS (Cont'd)

(5) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston", (Rezone 4.9 Acre Parcel of Land Located East of Orchard Street Between River and Cataraqui Streets from P to P.155 (General Recreation) Park).

(FIRST & SECOND READINGS) (PROPOSED NO. 9258)
Clause 5, Report No. 61, 1978

(6) A By-Law to Authorize alterations to the Elmer Youth Centre at a cost of $115,000 and the purchase of equipment for the Cook Youth Centre at a cost of $35,000.

(FIRST & SECOND READINGS) (PROPOSED NO. 9259)
Clause 1, Report No. 63, 1978

(7) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

(FIRST & SECOND READINGS) (PROPOSED NO. 9260)
Clause 3, Report No. 64, 1978

(8) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

(FIRST & SECOND READINGS) (PROPOSED NO. 9261)
Clause 3, Report No. 64, 1978

(9) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $404,584.53 for Construction of Storm Sewers.

(FIRST & SECOND READINGS) (PROPOSED NO. 9262)
Clause 3, Report No. 64, 1978

(10) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

(FIRST & SECOND READINGS) (PROPOSED NO. 9263)
Clause 3, Report No. 64, 1978

(11) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

(FIRST & SECOND READINGS) (PROPOSED NO. 9264)
Clause 3, Report No. 64, 1978

(12) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

(FIRST & SECOND READINGS) (PROPOSED NO. 9265)
Clause 3, Report No. 64, 1978

(13) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $90,000 for Improvements, Alterations, and Extensions of the Water System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9266)
Clause 3, Report No. 64, 1978

BY-LAWS (Cont'd)

(14) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements to the Natural Gas System in the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9267)
Clause 3, Report No. 64, 1978

(15) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $132,740. for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9268)
Clause 3, Report No. 64, 1978

(16) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9269)
Clause 3, Report No. 64, 1978

(17) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $67,000 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9270)
Clause 3, Report No. 64, 1978

(18) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $39,000 for Reconstruction of Certain Concrete Sidewalks. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9271)
Clause 3, Report No. 64, 1978

(19) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $42,000 for Reconstruction of Certain Streets. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9272)
Clause 3, Report No. 64, 1978

(20) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $50,000 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard.

(FIRST & SECOND READINGS) (PROPOSED NO. 9273)
Clause 3, Report No. 64, 1978

(21) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $74,000 for the re-alignment of Montreal Street. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9274)
Clause 3, Report No. 64, 1978

(22) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,617,289.33 in Canadian Funds.

(FIRST & SECOND READINGS) (PROPOSED NO. 9275)
Clause 3, Report No. 64, 1978

BY-LAWS (Contd)

By-Laws Nos. (1) to (22) as detailed on the Agenda shall remain as set out therein.

Nos. (23) to (36) shall be as detailed below:

(23) A By-Law to Dedicate Certain Lands as a Portion of Douglas Avenue.

(FIRST & SECOND READINGS) (PROPOSED NO. 9276)
Clause 9, Report No. 59, 1978

(24) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Meters on the Kingston Public Library parking lot).

(FIRST & SECOND READINGS) (PROPOSED NO. 9277)
Clause 16, Report No. 59, 1978

(25) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "A")

(FIRST & SECOND READINGS) (PROPOSED NO. 9278)
Clause 24, Report No. 64, 1978

(26) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "B")

(FIRST & SECOND READINGS) (PROPOSED NO. 9279)
Clause 24, Report No. 64, 1978

(27) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "C")

(FIRST & SECOND READINGS) (PROPOSED NO. 9280)
Clause 24, Report No. 64, 1978

(28) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "D" & "E")

(FIRST & SECOND READINGS) (PROPOSED NO. 9281)
Clause 24, Report No. 64, 1978

(29) A By-Law to Levy a Tax on Universities, Colleges and Hospitals in the City of Kingston for the year 1978.

(THREE READINGS) (PROPOSED NO. 9282)
Clause 4, Report No. 64, 1978

(30) A By-Law to Amend By-Law No. 3077, "A Restricted Area (Zoning) By-Law for the City of Kingston". (Approximately 10.4 Acre Parcel of Land Located North of Union Street, South of William Street, East and West Sides of Ontario Street ; Areas to be made subject to Development Control Pursuant to Section 35A of The Planning Act.)

(THREE READINGS) (PROPOSED NO. 9283)
Clause 24, Report No. 64, 1978

BY-LAWS (Cont'd)

(31) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on June 12, 1978.

(THREE READINGS) (PROPOSED NO. 9284)
City Council Meeting No. 15, 1978

(32) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 Feet and on the South Side of Kirkpatrick Street from Brant Avenue to Kingscourt Avenue Under the Provisions of Section 8 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9089)
Clause 9, Report No. 90, 1977

(33) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of The City of Kingston in the Amount of $200,000.00

(THIRD READING) (PROPOSED NO. 9215)
Clause 15a, Report No. 33, 1978

(34) A By-Law to Amend By-Law No. 5615, "A By-Law to Prohibit the Parking or Leaving of Motor Vehicles on Private Property Without Authority from the Owner or Occupant of Such Property and to Provide for the Removal and Impounding of any Vehicle so Parked or Left at the Expense of the Owner Thereof" (Revise Title and Include Property of The Municipality or Boards Thereof).

(THIRD READING) (PROPOSED NO. 9226)
Clause 21, Report No. 36, 1978
Clause 2, Report No. 41, 1978
Clause 12, Report No. 59, 1978

(35) A By-Law to Authorize the Borrowing of $120,000.00 Upon Debentures Towards the Cost of Purchasing a New King Deluxe Fifty-Foot Telesqurt Pumper.

(THIRD READING) (PROPOSED NO. 9246)
Clause 1, Report No. 48, 1978

(36) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Add New Section, Yard, Industrial and Commercial).

(THIRD READING) (PROPOSED NO. 9249)
Clause 8, Report No. 54, 1978

* * *

MOTIONS

(1) Moved by Ald. French,
Seconded by Ald. Mackenzie,

That commencing with the Second Council Meeting in June, "Unfinished" Business" be suspended until after the next municipal election.

REFERRED TO FINANCE COMMITTEE

MOTIONS (Cont'd)

(2) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Council do now adjourn.

CARRIED

Council adjourned at 1:10 a.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council will be held on Monday, June 26, 1978, in the Council Chamber, City Hall, at 8:00 p.m.

ROLL CALL

TABLING OF DOCUMENTS

From the Regional Director General (Ontario), Canadian Penitentiary Services, copy of information concerning the implementation of Part IV of the Canadian Human Rights Act.

MINUTES

That the Minutes of City Council Meeting No. 15, held June 12, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(409) From the Workmen's Compensation Board, copy of their publication *WCB Report, "The Money Managers"*, dated Spring, 1978.

(410) Copies of Minutes of Meetings Nos. 32 and 33 of the N.I.P. Citizens Committee held on May 15 and May 29, 1978. *(Copies have been distributed to members of Council.)*

(411) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* Nos. 78/21 and 78/22. *(Copies have been distributed to members of Council.)*

(412) From the City of Niagara Falls notifying that their Council has endorsed the City of Kingston's resolution requesting the Attorney General of Ontario to raise the fee paid for jury duty.

(413) From Queen's Quest, 1978-83, acknowledging with thanks the first instalment of $30,000 of the City's $150,000 pledge to the Queen's Quest financial campaign. A similar sum will be paid to Queen's Quest for each of the next four years.

To be Referred to the Finance & Accounts Committee

(414) From the Town of Geraldton, requesting endorsation of their resolution that the government of Ontario be petitioned to either, allow municipalities to have control over district school board borrowing; or, to institute the necessary changes so that the Ontario Municipal Board will not take district school board debt into consideration when determining the municipality's ability to borrow.

(415) From the O.M.E. Insurance Agency Limited, a letter re: Municipal Errors and Omissions Insurance with respect to actions or threatened actions against individual members of council or staff personally, as well as the municipality, for alleged injury or loss from other than bodily injury or property damage.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Public Utilities Commission

(416) From the Ministry of Transportation and Communications, enclosing two copies of the approved plan of the Urban Transit Service Area for the City of Kingston.

Which Has Been Referred to the Commissioner of Works

(417) From the International Joint Commission, Windsor, Ontario, copy of their publication *Great Lakes FOCUS*, for May, 1978.

Which Has Been Referred to the City of Kingston Planning Board

(418) Application for Zone Change from Mr. G. Vosper to bring into conformity with the Official Plan, lands owned by 361029 Ontario Limited and 361028 Ontario Limited (Marina City Development) fronting on Ontario Street.

To be Referred to the City of Kingston Planning Board

(419) From the Ministry of Government Services, Legal Branch, re: Designation of Properties - Kingston Psychiatric Hospital, notifying that they object to the proposed designation on the grounds that the Ontario Heritage Act does not bind the Crown, and therefore the City of Kingston has no authority to designate property owned by the Crown and requesting that all proceedings in relation to the designation of the three buildings be terminated at this time.

To be Filed

(420) Registration Form for the 64th Annual Governmental Research Association Conference to be held at the Inn On the Park, Toronto on August 20th to 23rd, 1978, hosted by the Bureau of Municipal Research.

(421) From the Bureau of Municipal Research, their publication *Civic Affairs: Teaching Local Government: A Responsibility of the Educational System.*

(Copies have been distributed to members of Council.)

(422) From Mr. K. Norton, Minister of Community and Social Services, notifying that he is pleased to learn that the City has received a Wintario grant to assist in one of its projects.

(423) From E. Fearnley Limited, Transportation Planning Consultants, Toronto enclosing a brochure outlining the services offered by them.

(424) From Thorne Riddell & Co., Chartered Accountants, copy of their publication *FOCUS... On Taxation*, dated May 15, 1978.

To be Referred to the Transportation Committee

(425) From the Corporation of the County of Essex requesting endorsation of their following resolution:

> *"WHEREAS some local industry is being lost because of plant buildings having become obsolete and being replaced elsewhere, giving rise to loss of employment and municipal tax revenue;*

COMMUNICATIONS (Cont'd)

To be Referred to the Transportation Committee (Cont'd)

(425) (Cont'd)

> *AND WHEREAS incentives to rehabilitate such buildings to economic usefulness are desirable, and such incentives are available in other jurisdictions, particularly some bordering American states;*
>
> *THEREFORE the Council of the Corporation of the County of Essex petitions the Treasurer of Ontario to develop legislation permitting a municipality to declare an industrial enterprise within its boundaries as having undertaken an eligible substantial modernization or updating of its plant buildings, and thereupon the building assessment for municipal taxation be forgiven for a period of ten years so that any increased assessment from such modernization or updating not resulting in increased municipal taxation during the term of such freeze period."*

To be Filed

(426) From the Metric Commission Canada, *Metric Monitor*, dated May, 1978.

(427) From the Ontario Association of Fire Chiefs notifying that at its 26th Annual Conference held in Ottawa on May 14th, 1978, Chief K. Cowdy was elected as a Director of the Association for the forthcoming year (1978-79).

To be Referred to the Transportation Committee

(428) From the Minister of National Defence, acknowledging receipt of a letter from the City of Kingston enclosing a recommendation from the Transportation Committee requesting that consideration be given to amending the National Defence Act relating to the payment of duties and tolls. He states that it is present policy that drivers of Canadian Forces vehicles are instructed to avoid, as far as practicable, using parking meter areas.

(429) From the Ministry of Transportation and Communications with respect to Metric Conversion of Vehicle Weights and Dimensions - The Highway Traffic Act.

To be Referred to the Community Services Committee

(430) From the Ministry of Treasury Economics and Intergovernmental Affairs, acknowledging receipt of the City's endorsation of the resolution to allow the Property Tax Credits claimed by senior citizens in homes for the aged and charitable homes to be used to offset the costs incurred in providing care. Should increased funding to the homes be deemed appropriate, corrective action would be taken through the legitimate funding mechanisms that now exist.

To be Filed

(431) From the City of St. Catharines notifying that the City of Kingston's resolution requesting the province to increase jury fees was endorsed by their Council on June 19th, 1978.

(432) From the Liquor Licence Board of Ontario notifying that an application for a Liquor Licence has been made by the Top Dog Restaurant, 401 Princess Street, Kingston.

COMMUNICATIONS (Cont'd)

To be Filed

(433) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of the remarks made by the Honourable W. Darcy McKeough, Treasurer of Ontario to the A.M.C.T.O. Annual Conference held on June 20, 1978 at the Inn on the Park, Toronto.

(434) From the Ministry of the Attorney General acknowledging receipt of the City's letter of May 26th with respect to fees paid to jurors and notifying that the Ministry is currently attempting to obtain approval for a significant increase in the fees paid to jurors required to serve in lengthy trials.

(435) A telex from the Correspondence Secretary, Prime Minister's Office, Ottawa acknowledging receipt of the City's telegram of June 14 requesting support for the Textile Industry Tariff and notifying that this will be brought to Mr. Trudeau's attention.

(436) From the Ontario Municipal Board, copy of Decision dated June 21, 1978 with respect to the Appeal by Mr. John B. Sampson.

(Copy distributed to all members of Council.)

(437) From the Metric Commission Canada enclosing a copy of the Fourth Edition of "How to Write SI".

(438) From The Frontenac County Board of Education acknowledging receipt of a copy of the City of Kingston's Brief "Declining School Enrolments" and notifying that they are continuing to receive submissions and requests for appearances.

To be Referred to the Community Services Committee

(439) From the Ministry of Treasury Economics and Intergovernmental Affairs enclosing a copy of Bill 105, "An Act to Provide for the Licensing of Businesses by Municipalities" together with a copy of the statement made to the House by the Honourable Darcy McKeough, Treasurer of Ontario. They are now proposing that municipalities be able to charge a $5. fee except where an inspection is required. A $25 licence fee would be permitted in the latter instance.

PETITIONS

REPORTS

REPORT NO. 65

June 13, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Ernest A. Cromarty, on behalf of Rosemore Investments Limited, to amend Zoning By-Law No. 8499 with respect to the approximately 1.43 acre parcel of land located at the northwest corner of Division Street and Concession Street from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial in order to permit the construction of a commercial plaza; and

WHEREAS the Official Plan provides for the establishment of Urban and Transient Commercial uses at this location:

THEREFORE BE IT RESOLVED that:

Zoning By-Law No. 8499 be amended by amending Zoning Map No. 19 so as to rezone the approximately 1.43 acre parcel of land located at the northwest corner of Division and Concession Streets, as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial.

2. That Council does hereby certify that By-Law No. 'A By-law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located At the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

3. WHEREAS Council on March 28, 1978, approved a Development Control agreement with McDonald's Restaurants of Canada, for a restaurant on Division Street 240± south of Benson Street; and

WHEREAS one of the conditions of such Development Control approval was that plans for an exterior free-standing sign be submitted for approval; and

WHEREAS such plans have now been submitted;

THEREFORE BE IT RESOLVED that the free-standing exterior sign for McDonald's Restaurants of Canada at its Division Street location be approved subject to the following conditions:

a) that the maximum size of this sign be 18.0 feet in width, 19.0 feet in height on a pole 16.0 feet in height;

3. (Cont'd)

b) that in consideration of the City permitting such a sign at the Division Street location, the owner agrees to reduce the size of the sign at the Bath Road location of McDonald's Restaurants to a maximum of 12.9 feet in width, 13.2 feet in height, on a pole 12 feet in height.

4. WHEREAS By-Law No. 9233, 'A By-law to Amend By-law No. 8499, "Restricted Area (Zoning) By-law of the Corporation of the City of Kingston" (Rezone Lands Located on Either Side of Bagot Street Between John Street and Charles Street and on Both Sides of Montreal Street between Charles and Markland Streets from Zone D (Commercial and Light Industrial) of Zoning By-Law No. 3077 to C1.140 Commercial, A Residential, A.141 Residential, A.142 Residential, A.143 Residential, A.144 Residential, A.145 Residential, A.146 Residential and A.147 Residential)" was passed by Council on April 24, 1978; and

WHEREAS notification of the amending By-Law No. 9233 has been sent to affected property owners; and

WHEREAS two objections to the By-Law have been received; and

WHEREAS the objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9233, passed by Council on April 24, 1978 (Clause 12, Report No. 32, 1978) be reaffirmed.

5. WHEREAS By-Law No. 9235, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.6 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street, from Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.153 (One and Two Family) Residential)" was passed by Council on April 24, 1978; and

WHEREAS notification of the amending By-Law No. 9235 has been sent to affected property owners; and

WHEREAS one objection to the By-Law has been received; and

WHEREAS the objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9235, passed by Council on April 24, 1978 (Clause 16, Report No. 37, 1978) be reaffirmed.

6. WHEREAS application has been filed by Vanzuylen's Alignment Service Limited to amend Zoning By-Law No. 8499 with respect to the approximately 0.28 acre parcel of land located at the northwest corner of Concession and Connaught Streets from A5 (One and Two Family)Residential to Commercial, in order to permit the expansion and alteration of a legal non-conforming use; and

WHEREAS the subject property has been the location of a commercial business for many years; and

WHEREAS the Board is of the opinion that the proposed change will not have an adverse effect on the surrounding residential area;

THEREFORE BE IT RESOLVED that:

a) Schedule A-1 to the Official Plan be amended so as to redesignate the approximately 0.28 acre parcel of land located at the northwest corner of Concession and Connaught Streets from Residential to Commercial.

b) Zoning By-Law No. 8499 be amended as follows:

  i) By amending the approximately 0.2 acre parcel of land located at the northwest corner of Concession and Connaught Streets, as shown on a copy of Zoning Map No. 19, attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to C2.156 (Arterial) Commercial;

  ii) By amending the approximately 0.09 acre parcel of land located at the west side of Connaught Street north of Concession Street, as shown on a copy of Zoning Map No. 19, attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to A5.156 (One and Two Family) Residential;

  iii) By adding as Section 156 the following:

"156.(a) On the approximately 0.08 acre parcel of land located on the west side of Connaught Street, north of Concession Street, and designated A5.156 on a copy of Zoning Map No. 19 attached to and forming part of By-Law No. as Schedule 'A',

(i) The permitted uses shall also include a minimum of nine (9) parking spaces in exclusive association with uses located on the adjacent parcel of land designated C2.156 on Zoning Map. No. 19.

(ii) The parking area referred to in Section 156 (a) (i) shall be subject to the regulations of Development Control as set out in Section 5.30(a), (b) and (d)

(b) On the approximately 0.20 acre parcel of land located at the northwest corner of Connaught and Concession

6. (Cont'd)

b) (cont'd)

(iii) (Cont'd)

b) (cont'd)

Streets and designated C2.156 on Zoning Map No. 19 attached to and forming part of By-Law No. as Schedule 'A'

(i) The permitted uses shall only include an automotive repair shop that installs and services previously manufactured parts excluding body repairs, paint shop, exhaust system repairs, sale of new or used automobiles and the sale of gasoline;

(ii) A minimum of nineteen (19) off-street parking spaces shall be provided within the areas zoned A5.156 and C2.156 on Zoning Map No. 19.

(iii) The minimum side yard requirements shall be a total of ten (10) feet with not less than 2 feet on one side.

(iv) There shall be no minimum rear yard requirement.

(v) The permitted use and any alteration or addition thereto shall be subject to the regulations for Development Control as set out in Sections 5.30(a), (b) and (d).

c) The previous agreement affecting the permitted uses on this parcel of land (Agreement No. 1346, passed as Schedule 'A' to By-Law No. 8670) be rescinded.

7. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the Northwest Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential) is in conformity with the Official Plan approved and in force in the City of Kingston, and with Official Plan Amendment No. 96, which has not yet been approved by the Minister.

8. WHEREAS a fill permit application has been submitted to the Cataraqui Region Conservation Authority by Mississauga Apartments Limited for filling of part of Lot 16, Concession II, City of Kingston; and

WHEREAS such application has been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council has no objection to the granting of a fill permit to Mississauga Apartments Limited for filling on part of Lot 16, Concession II, City of Kingston.

9. WHEREAS the Parks & Recreation Department of the City of Kingston has submitted fill applications to the Cataraqui Region Conservation Authority for filling at Cataraqui Park with respect to the golf course, ski hill and waterfront park; and

WHEREAS these applications have been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council endorses the application for fill permits made by the Parks & Recreation Department of the City of Kingston for filling at Cataraqui Park on the golf course, ski hill and waterfront park.

June 20, 1978

10. WHEREAS a request has been received from Mr. George Vosper for a zone change on 11 acres plus 2.3 acres of land fronting on Ontario Street;

AND WHEREAS such land is the subject of an agreement dated June 27, 1970 between Etron Limited and Murney Development Limited, as amended December 13, 1971; and

WHEREAS subsequently 361029 Ontario Limited and 361028 Ontario Limited became owners of the said lands and bound by the said agreement as amended in December 1971; and

WHEREAS, since November 1977, the Finance Committee has been negotiating with the developers for an improved agreement that would include development control over all the subject land; and

WHEREAS, following consideration of recommendations by the Technical Planning Committee, Council has given two readings to By-Laws to authorize the entering into of four separate agreements with the developers as more particularly set out in By-Laws 9278 (Block A), 9279 (Block B), 9280 (Block C) and 9281 (Blocks D and E); and

WHEREAS, when the developers sign these agreements and the authorizing by-laws receive third reading, it would be a breach of faith for the City to recommend any change in the zoning under By-Law No. 3077, which governs the land use; and

10. (Cont'd)

WHEREAS the applicant for the zone change, Mr. George Vosper, has given no assurance that development would proceed under the proposed rezoning; and

WHEREAS subject to the approval of financing, the present owners have agreed to apply for building permits for Blocks A, B and C by November 1, 1978 and to complete construction within two years, provided the City issues a permit by December 1, 1978;

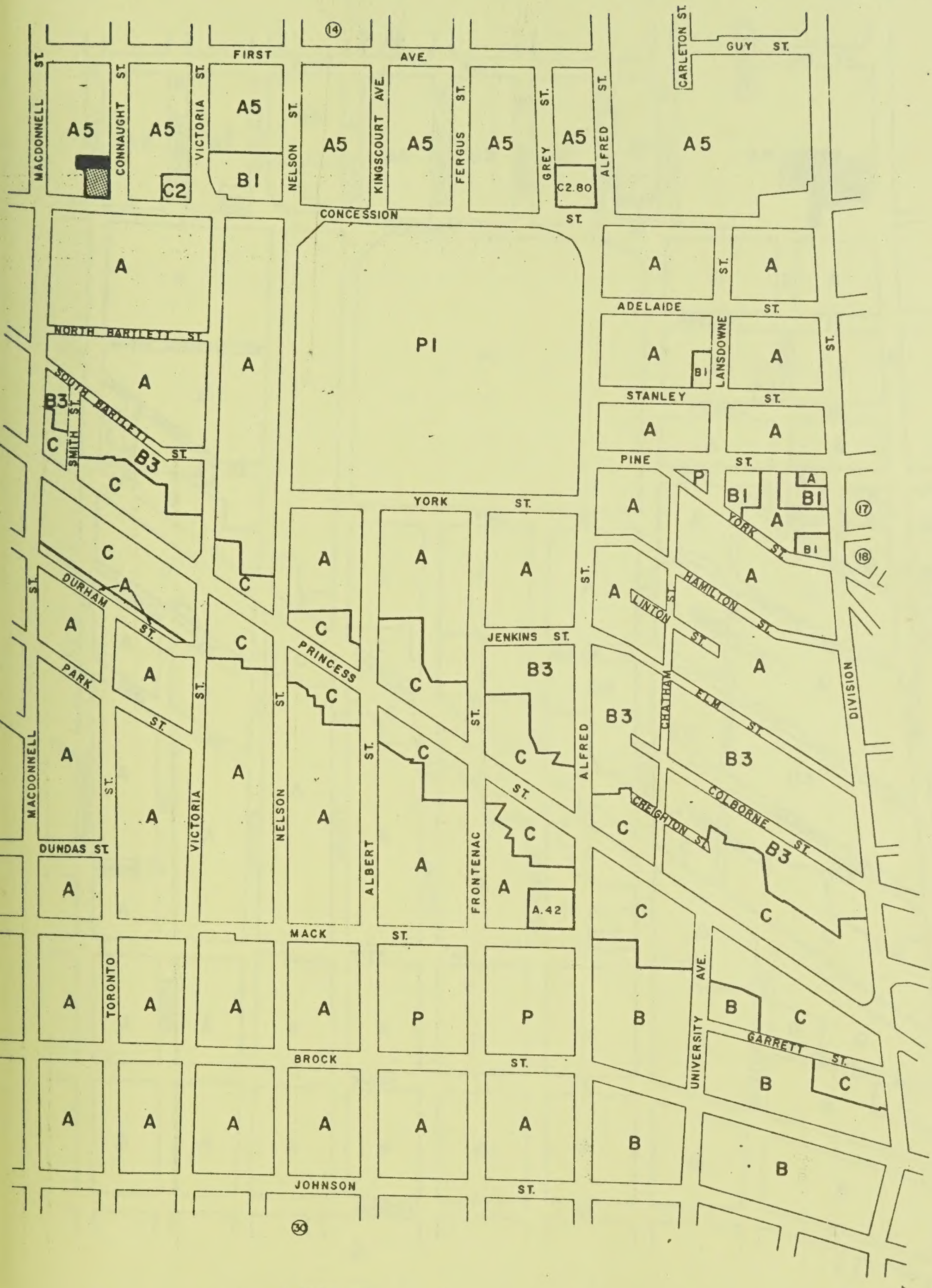
THEREFORE BE IT RESOLVED that the application by Mr. George Vosper for a zone change on 11 acres plus 2.3 acres of land fronting on Ontario Street be refused.

(Note: Copy of the application is on file in the office of the Clerk-Comptroller)

Ald. Miller & Mrs. Brice Opposed

Respectfully submitted,

CHAIRMAN


14
FIRST AVE.
GUY ST.
CARLETON ST.
MACDONNELL ST.
CONNAUGHT ST.
VICTORIA ST.
NELSON ST.
KINGSCOURT AVE.
FERGUS ST.
GREY ST.
ALFRED ST.
A5
B1
C2
C2.80
CONCESSION ST.
P1
ADELAIDE ST.
LANSDOWNE ST.
STANLEY ST.
PINE ST.
NORTH BARTLETT ST.
SOUTH BARTLETT ST.
SMITH ST.
B3
C
A
P
YORK ST.
17
18
HAMILTON ST.
LINTON ST.
JENKINS ST.
DURHAM ST.
PRINCESS ST.
PARK ST.
CHATHAM ST.
ELM ST.
DIVISION ST.
ALBERT ST.
FRONTENAC ST.
COLBORNE ST.
CREIGHTON ST.
A.42
DUNDAS ST.
MACK ST.
TORONTO ST.
UNIVERSITY AVE.
GARRETT ST.
B
BROCK ST.
JOHNSON ST.
30

LEGEND

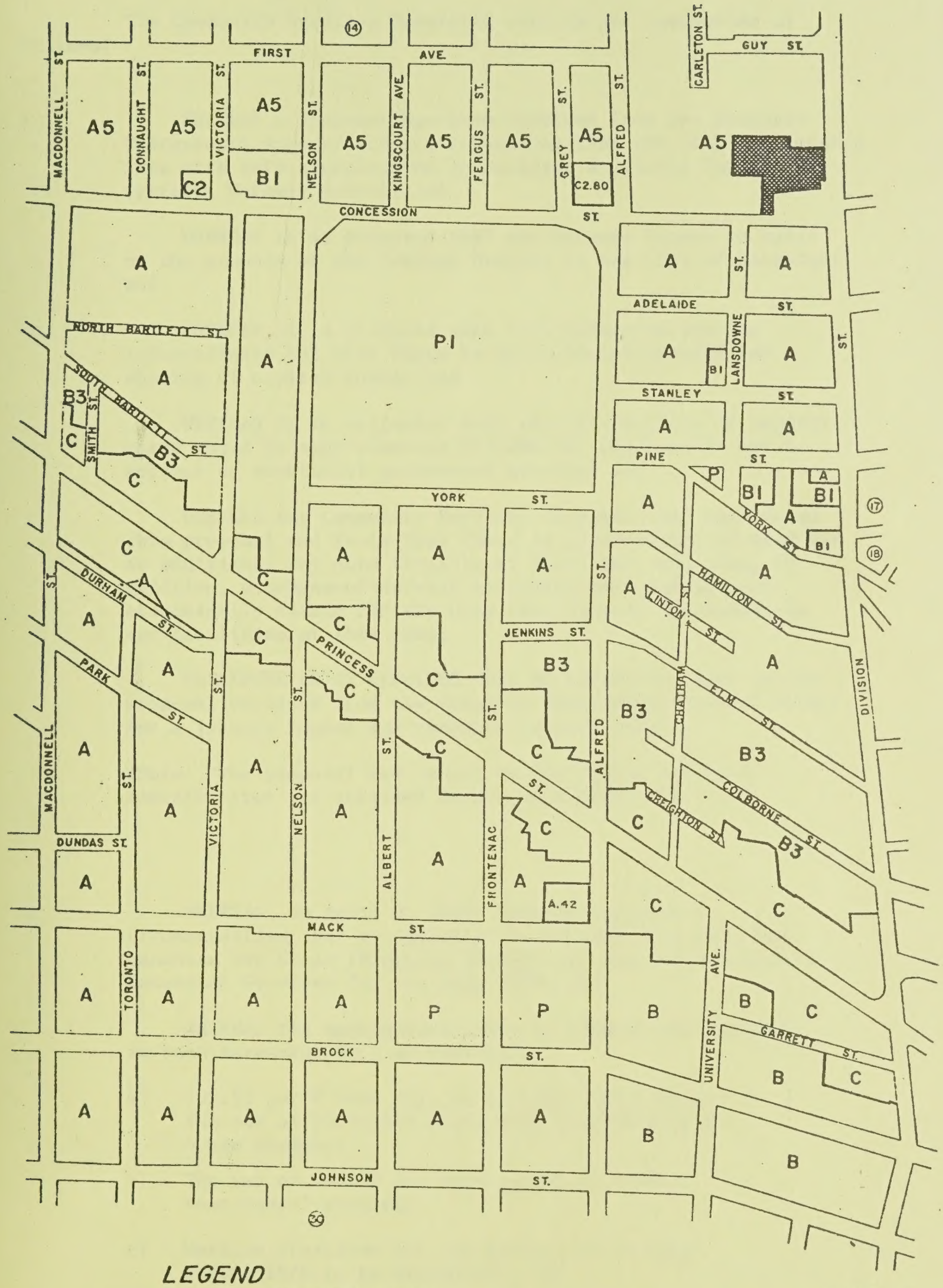
■ TO BE ZONED A5.156

▨ TO BE ZONED C2.156

MAP 19

BY-LAW Nº 8499
JULY 28, 1975
REVISED

SCHEDULE A
BY-LAW Nº_____
DATED__________


FIRST AVE.
GUY ST.
CARLETON ST.
MACDONNELL ST.
CONNAUGHT ST.
VICTORIA ST.
NELSON ST.
KINGSCOURT AVE
FERGUS ST.
GREY ST.
ALFRED ST.
CONCESSION ST.
ADELAIDE ST.
LANSDOWNE ST.
STANLEY ST.
PINE ST.
NORTH BARTLETT ST.
SOUTH BARTLETT ST.
SMITH ST.
YORK ST.
JENKINS ST.
HAMILTON ST.
LINTON ST.
CHATHAM ST.
ELM ST.
COLBORNE ST.
CREIGHTON ST.
DURHAM ST.
PARK ST.
PRINCESS ST.
ALBERT ST.
FRONTENAC ST.
DIVISION ST.
DUNDAS ST.
MACK ST.
TORONTO ST.
UNIVERSITY AVE.
GARRETT ST.
BROCK ST.
JOHNSON ST.
A5
C2
B1
C2.80
P1
A
B3
C
P
B
A.42
⑭
⑰
⑱
㊾

LEGEND
▨ TO BE REZONED FROM
A5 TO C1

MAP 19

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

REPORT NO. 66

June 15, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS a proposal has been received from the Kingston Therapeutic Nursery School, requesting that the City of Kingston join with this organization in building a jointly funded and operated Nursery School; and

WHEREAS it is proposed that the Nursery School be built on the grounds of the Penrose Centre, in the City of Kingston; and

WHEREAS it is proposed that both nurseries operate independently but that there be joint administration and sharing of capital costs; and

WHEREAS it is estimated that the City's share of capital costs would be approximately $75,000.00, which would not be subject to provincial government subsidy; and

WHEREAS the Community Services Committee has considered this proposal and feels that there is no demonstrated need for an additional day care facility at this time, and that, in addition, purchase-of-service contracts have proved more economically viable for the City than capital investment in new facilities at this time;

THEREFORE BE IT RESOLVED that no action be taken on the proposal received from the Kingston Therapeutic Nursery School for a jointly funded and operated Nursery School.

(Note: The proposal and report by the Social Services Administrator are attached hereto as Schedule "A".

2. WHEREAS, on April 3, 1978, Council approved a recommendation that an Agreement be entered into with the Canadian Red Cross (Kingston Branch) for the provision of Homemaker Services for the year 1978; and

WHEREAS the appropriate rates of payment for services in such Agreement were as follows:

a) $31.20 per 8 hour day, or if less than 8 hours the sum of $3.90 per hour, with a minimum of 2 hours payment;

b) The sum of $46.80 for each period of twenty-four hours' service;

c) Maximum provision for the service to be paid during 1978 to be $14,000.00; and

WHEREAS the Canadian Red Cross (Kingston Branch) has notified that an error was made in accounting, and the rates of payment given were incorrect;

THEREFORE BE IT RESOLVED that the Agreement approved by Council on April 3, 1978, with the Canadian Red Cross (Kingston Branch) for the provision of Homemaker Services during 1978 be amended as follows:

a) $34.00 per 8 hour day, or if less than 8 hours, the sum of $4.25 per hour, with a minimum of 2 hours payment;

2. (Cont'd)

b) The sum of $51.00 for each period of twenty-four hours' service;

it being understood that the maximum provision for the Red Cross service will remain at the approved figure of $14,000.00, during 1978.

3. That By-Law No. 9204, 'A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas', which was given First and Second Reading by Council on March 13, 1978 (Clause 5, Report No. 23, 1978), be given Third Reading.

4. That the following resolution of the City of Kitchener, NOT be endorsed:

"WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable bottle system, in that such a system:

a) would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and

b) would be preferred, over a proprietary system, by the retailers of Ontario;

It is hereby resolved that this municipality shall ask the Province:

1) to develop, with all possible haste, standard refillable soft drink bottles; and

2) to encourage and promote, to the furthest extent, the use of such bottles in Ontario."

(Note: This resolution was originally recommended for endorsation, but was referred back to the Committee by Council, with the comment that the word "bottle" should be changed to "container". See following Clause 6).

5. WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink container system, in that such a system:

a) would use even less energy and materials and produce less wastes than a proprietary refillable container system; and

b) would be preferred, over a proprietary system, by the retailers of Ontario;

5. (Cont'd)

THEREFORE BE IT RESOLVED that the City of Kingston shall ask the Province:

1) To develop, with all possible haste, standard refillable soft drink containers; and

2) To encourage and promote, to the furthest extent, the use of such containers in Ontario.

6. That a By-law be authorized, pursuant to the provisions of The Municipal Act, R.S.O. 1970, C. 284, Section 363, as amended, allowing for the levying of penalties for allowing a motor vehicle to stand unattended unless it is locked in such a manner as to prevent its operation by any person not authorized by the owner, driver, or person in charge.

(Note: Fines, on conviction, to be not less than $1.00, and not more than $10.00, as laid down in The Municipal Act)

7. WHEREAS, under the provisions of Section 363 of The Municipal Act, R.S.O. 1970, C. 284, as amended, Council may pass a By-law respecting unlocked motor vehicles; and

WHEREAS, pursuant to The Municipal Act, penalties upon conviction under such a By-Law shall be not less than $1.00 and not more than $10.00; and

WHEREAS it is the opinion of the City of Kingston that in order for such a By-law to act as an effective deterrent there should be provision for higher fines;

THEREFORE BE IT RESOLVED that the City of Kingston request the Province of Ontario to amend Section 363, of The Municipal Act, R.S.O. 1970, C. 284, as amended, to provide for increased fines upon conviction for contravention of the provisions of a By-law passed pursuant to the said Act with respect to unlocked motor vehicles; and

BE IT FURTHER RESOLVED that this resolution be circulated to comparable municipalities in Ontario for adoption.

8. That, as recommended by the Gasoline Advisory Committee, a By-law be presented to Council to amend By-Law No. 1998, 'A By-Law Requiring the Closing of Gasoline Service Stations During Certain Hours', as follows:

Delete Schedules 'A', 'B' and 'C' and substitute therefor Schedule "A", as attached, to include the following changes for the 1978/79 Rotation Schedule : -

8. (Cont'd)

Delete from Series "A"	Frank Magee's Texaco 655 Princess Street Buy-Rite Gasoline, 243 Concession Street
Delete From Series "C"	Bruce Beckwith's Sunoco 541 Division Street
Delete from Series "D"	Brite's B.P., 877 Division Street
Delete from Series "E"	Bob Wilson's Esso 603 Montreal Street
Add to Series "C"	Brite's B.P., 877 Division Street
Add to Series "D"	Sunoco Station, 541 Division Street

and that the proposed 1978/79 Gasoline Rotation Schedule be approved, as amended.

9. WHEREAS, at a meeting of Council which was held on May 8, 1978, the following motion was referred to the Community Services Committee:

> "That the objection of the City of Kingston be expressed to the management of Sunnybrook Hospital over the proposed depriving of the hospital of hot breakfasts and their replacement with continental breakfasts", and

WHEREAS such proposal has now been withdrawn by the management of Sunnybrook Hospital;

THEREFORE BE IT RESOLVED that no action be taken on the motion concerning breakfasts at Sunnybrook Hospital.

10. WHEREAS the Board of the Kingston, Frontenac and Lennox & Addington Health Unit has notified that it supports the fluoridation of all municipal water systems within its health unit boundaries; and

WHEREAS such notification does not constitute a specific request that the City of Kingston fluoridate its water supply; and

WHEREAS it is understood that elementary school children in the area are now receiving fluoride treatments regularly;

THEREFORE BE IT RESOLVED that no action be taken on the letter received from the Kingston, Frontenac and Lennox & Addington Health Unit concerning fluoridation of the water supply.

11. WHEREAS the Tag Day By-Law provides for a maximum of two tag days per month; and

WHEREAS an application has been received from the Kingston Grenadiers to hold a tag day on Saturday, August 12, 1978;

THEREFORE BE IT RESOLVED that the request of Kingston Grenadiers to hold a tag day on August 12, 1978, be approved.

Respectfully submitted,

CHAIRMAN

FEB 21 1978

Proposal of Therapeutic Nursery School - following meeting in Kingston at 1055 Princess St. - February 2, 1978

from Margaret Kidd

I do not presume that the following comments are accurate minutes of the meeting. They are a combination of reactions and I would like to have further reactions from others who attended the meeting.

Where we are: I presume that all present at this meeting supported Helga in her proposition of considerable merit: that in Kingston there should be a facility whereby:

1) children 'at risk' and their parents could have extra preventative services in a day care setting to further their normal progress.
2) children now in treatment at the therapeutic nursery school could have opportunity to interact with normal children (models) in a day care setting for normal children to facilitate their integration into the "normal" stream.
3) normal children in the community would attend and be integrated with children with problems. They would be participating for the same reasons that any child attends any day care--parent(s) are working, parents would like their child to have more social interaction, parents feel in the day nursery their children would benefit from further stimulation. It is presumed that these children will gain in another area;they will come to know that some children are "different" in some behaviour, but all children share some common behaviours.

The presumption is that a Centre could be established to combine these three kinds of children and their parents in the City of Kingston.

A common physical facility would -

1) enable children to move from common playrooms into individual treatment areas and vice versa
2) be more efficient from the point of view of administrative procedures
3) insure appropriate speedy changes in program for the optional benefit of the children.
4) encourage frequent consultation among the staff working with the different children.
5) physical proximity would be easier in maintaining the 'sensitive balance' required for "normalization programming".

A question was raised re the integration of 'normal' children into a therapeutic setting. In Day Nurseries Branch policy deliberations re the integration of handicapped children into a normal setting--we consider the ratio of one a-typical child in every group of 10 to be appropriate.

Some thought should be given re the "therapeutic" setting as an appropriate place for normal children. How do we organize the operation so that it would be perceived by the public as primarily for the normal early childhood education of preschool children, available to those 'at risk' and in therapy also.

At the present time the therapeutic nursery are using a building on the grounds of Beechgrove Psychiatric Complex. Could other space be made available here? Would this be desirable?

What are the possibilities?

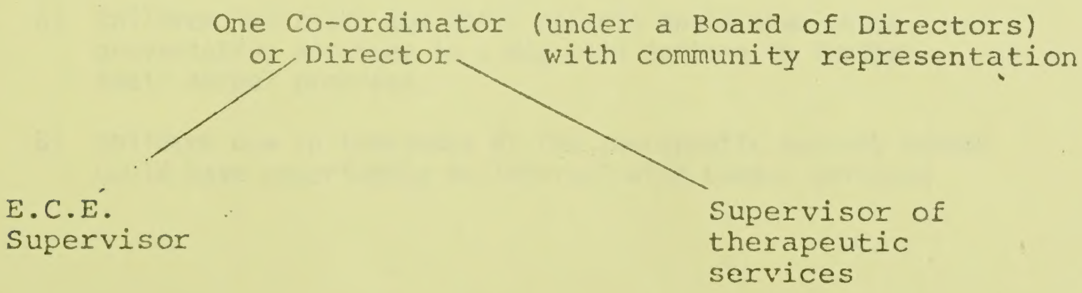
1. Helga Mueller will review and up-date the budget she has submitted with her proposal.
2. Re Day Nurseries Branch funding:
    a) we have no capital funds at the present
    b) we have limited operational funds, thus it is essential that we priorize the use of these funds.

The Therapeutic Nursery (Director and Board) have presented an excellent proposal: who else in the community would support this proposal AHEAD OF OTHER PROJECTS? (Queen's Day Care / St. Lawrence College) have been approached, but do not seem - enthusiastic. Could they be approached in any other manner which would facilitate their participation in a joint project? Or is a joint project not feasible? The Day Nurseries service of the City of Kingston are concerned at the present time to improve the quality of their own service. They see a need for day care in the future in the west end of the city. They might consider funding another purchase of service agency in 1979 but see no possibility of funds for building or renovating. Could these possibilities be exploited?

Has any other Children's Centre been approached? Who would do such advocacy? The agency deserving service?

What is the role of the mental health complement in children's services in this project? They can provide operational funds for the therapeutic nursery. Have they any money for building /or renovation?

Possible Organization:



One Co-ordinator (under a Board of Directors)
or Director with community representation

E.C.E.
Supervisor

Supervisor of
therapeutic
services

c.c. H. Mueller

May 23rd, 1978.

TO: COMMITTEE ON COMMUNITY SERVICES.

FROM: S. H. ROUTBARD

RE: INTEGRATED DAY CARE SERVICE.

A tentative proposal has been suggested by the Kingston Therapeutic Nursery School as follows:

That the Social Services Department, City of Kingston, join with their organization in building a Day Care Centre.

1. This venture would be built on the grounds at Penrose, and capital funding would be shared between themselves and the City.

2. That the building would be about 7,000 square feet and accommodate 30 normal children and 15 special needs children.

3. The normal children would be administered by the Corporation, and the special needs children by the Therapeutic Nursery School. This would therefore be a joint venture with integration in mind.

4. The approximate costs for capital only is estimated at $325,000.00, the property value being about $45,000.00 which is included in this estimate.

   Building capital to approved corporations is 50% subsidized, therefore the City's share would be half of their building share, which is in the vicinity of $75,000.00. This is a conservative estimate. Furnishings and operating costs are still 80% subsidized.

5. Most accomodations on the premises would be shared, such as staff rooms, washrooms, kitchen & offices, except playrooms which would be separate for normal and special needs children. Integration would take place gradually when deemed in order. Teaching staff and payrolls would be separate as individual administrative costs.

6. The advantages would be that the capital costs to the city for building is much less, and overhead such as operating costs would be shared. Although the special needs children are less in numbers than the normal care children, more per square foot area is necessary, therefore the area for 15 children would equal the area for 30 children.

7. The following brief explains some of the advantages for the participants:

   A) Children "at risk" and their parents could have extra preventative services in a day care setting to further their normal progress.

   B) children now in treatment at the therapeutic nursery school could have opportunity to interact with normal children

(models) in a day care setting for normal children to facilitate their integration into the "normal" stream.

C) normal children in the community would attend and be integrated with children with problems. They would be participating for the same reasons that any child attends any day care--parent (s) are working, parents would like their child to have more social interaction, parents feel in the day nursery their children would benefit from further stimulation. It is presumed that these children will gain in another area: they will come to know that some children are "different" in some behaviour, but all children share some common behaviours.

The presumption is that a Centre could be established to combine these three kinds of children and their parents in the City of Kingston.

A common physical facility would -

1) enable children to move from common playrooms into individual treatment areas and vice versa

2) be more efficient from the point of view of administrative procedures

3) insure appropriate speedy changes in program for the optional benefit of the children.

4) encourage frequent consultation among the staff working with the different children.

5) physical proximity would be easier in maintaining the "sensitive balance" required for "normalization programming".

There are areas to be considered however and these are:

1. The need for a Day Care Centre in the West end at this time.
2. The future possibility of a municipally operated Day Care Centre in the West end, such as 440 King Street, West, that might be available in four years time.
3. The availability of funds by the City to expend upwards of $75,000.00 for this venture in 1979.
4. The desireability of the municipality to enter into a joint venture of this nature.
5. The feasability of a smooth administration system of this type.
6. That the joint project would have to be completed by March 31st, 1979, which is the Provincial Governments fiscal year.

SCHEDULE "A"

LIST OF SERVICE STATIONS THAT ARE AUTHORIZED TO OFFER EXTENDED HOURS
(7:00 a.m. TO 10:00 p.m. SUNDAY THROUGH TO SATURDAY)
AND THE ROTATION SCHEDULE UNDER WHICH THEY WILL BE OPEN
FOR THE PERIOD FROM JUNE 5, 1977 TO JUNE 24, 1978

SERIES "A"

Edward's Drive-Ur-Self
(Kingston) Ltd. (Shell),
601 Princess St.

S Bob Hutchison's Supertest,
314 Montreal Street

Buy Rite Gasoline Co. Ltd.,
243 Concession Street

Rickaby's Shell,
753 King St. West

** Frank Magee's Texaco,
655 Princess Street

S Reid's Esso,
1185 Division Street

ES Princess Automotive,
311 Bath Road.

Save-Way Gas
783-785 Division St.

****

** OPEN 24 HOURS *

E WILL DO MINOR REPAIRS DURING EVENINGS *

S WILL DO MINOR REPAIRS ON SUNDAYS *

****

SERIES "B"

Buy Rite Gasoline Co. Ltd.
1550 Princess St.

Imperial Esso & Car Wash,
914 Princess St.

** ES Alf. Park's West End Gulf,
768 Princess Street

ES Gene Pelow's Texaco,
351 Montreal Street

ES Kingsway B.P.,
887 Division Street

F.C. Clancy's Shell,
1121 Montreal Street

Tony Overvelde Fina,
704 King Street West

Ontario/Queen Shell,
285 Ontario Street

SERIES "C"

ES B. Beckwith Sunoco,
541 Division Street.

ES John Garrah's Shell,
677 Princess St.

Buy Rite Gasoline Co. Ltd.
Queen & Barrie Streets

Lorne Whitaker's Wash,
77 Concession Street

Bob Greenwood's Fina,
1390 Princess Street

** Bob Moon's Car Wash,
834 Princess Street

Ed Wright's Gulf & U-Haul,
1181 Princess Street

Econo Service Station,
555 Princess Street.

SERIES "D"

Brite's B.P.
877 Division Street

Norm Argue Esso,
282 Ontario Street

Buy Rite Gasoline Co. Ltd.
863 Princess Street

E Petersen's B.P.
451 Division Street

** Canadian Tire Corporation
Bath Road at Princess Street

Buy Rite Gasoline Co. Ltd.
5 Cataraqui Street

** Self-Serve Gas Bar (Gulf)
429 Princess Street

Sunoco Self-Serve,
630 Princess Street

B & B Fina,
1100 Montreal Street

SERIES "E"

Buy Rite Gasoline Co. Ltd.,
785 Montreal Street

S Wes Reid Esso,
480 Princess Street

401 & Division Shellwash,
1213 Division Street

Pioneer Petroleum,
1006 Princess St.

** Frank & Henry's Gulf,
56 Bath Road.

Wilson's Esso,
603 Montreal Street

Goodyear Service Store (Shell)
145 Clergy Street

ES Queen & Bagot Service Centre
and Car Wash Ltd. (Texaco)
326 Bagot Street

BP Service Station,
1129 Princess Street

ROTATION SCHEDULE

THE LETTER BESIDE THE BEGINNING OF EACH WEEK
INDICATES WHICH PARTICULAR SERIES OF SERVICE STATIONS
OFFERING EXTENDED HOURS ARE AUTHORIZED TO REMAIN OPEN DURING THAT WEEK

JUNE 1977

SERIES	S	M	T	W	T	F	S
E				1	2	3	4
A	5	6	7	8	9	10	11
B	12	13	14	15	16	17	18
C	19	20	21	22	23	24	25
D	26	27	28	29	30		

JULY 1977

SERIES	S	M	T	W	T	F	S
D						1	2
E	3	4	5	6	7	8	9
A	10	11	12	13	14	15	16
B	17	18	19	20	21	22	23
C	24	25	26	27	28	29	30
D	31						

AUGUST 1977

SERIES	S	M	T	W	T	F	S
D		1	2	3	4	5	6
E	7	8	9	10	11	12	13
A	14	15	16	17	18	19	20
B	21	22	23	24	25	26	27
C	28	29	30	31			

SEPTEMBER 1977

SERIES	S	M	T	W	T	F	S
C					1	2	3
D	4	5	6	7	8	9	10
E	11	12	13	14	15	16	17
A	18	19	20	21	22	23	24
B	25	26	27	28	29	30	

OCTOBER 1977

SERIES	S	M	T	W	T	F	S
B							1
C	2	3	4	5	6	7	8
D	9	10	11	12	13	14	15
E	16	17	18	19	20	21	22
A	23	24	25	26	27	28	29
B	30	31					

NOVEMBER 1977

SERIES	S	M	T	W	T	F	S
B			1	2	3	4	5
C	6	7	8	9	10	11	12
D	13	14	15	16	17	18	19
E	20	21	22	23	24	25	26
A	27	28	29	30			

DECEMBER 1977

SERIES	S	M	T	W	T	F	S
A					1	2	3
B	4	5	6	7	8	9	10
C	11	12	13	14	15	16	17
D	18	19	20	21	22	23	24
E	25	26	27	28	29	30	31

JANUARY 1978

SERIES	S	M	T	W	T	F	S
A	1	2	3	4	5	6	7
B	8	9	10	11	12	13	14
C	15	16	17	18	19	20	21
D	22	23	24	25	26	27	28
E	29	30	31				

FEBRUARY 1978

SERIES	S	M	T	W	T	F	S
E				1	2	3	4
A	5	6	7	8	9	10	11
B	12	13	14	15	16	17	18
C	19	20	21	22	23	24	25
D	26	27	28				

MARCH 1978

SERIES	S	M	T	W	T	F	S
D				1	2	3	4
E	5	6	7	8	9	10	11
A	12	13	14	15	16	17	18
B	19	20	21	22	23	24	25
C	26	27	28	29	30	31	

APRIL 1978

SERIES	S	M	T	W	T	F	S
C							1

MAY 1978

SERIES	S	M	T	W	T	F	S
C		1	2	3	4	5	6

JUNE 1978

SERIES	S	M	T	W	T	F	S
B					1	2	3

* *

* *NOTE: SERVICE STATIONS WITH AUTHORIZATION TO REMAIN OPEN PAST* *
* *NORMAL OPERATING HOURS ARE NOT REQUIRED TO DO SO AND MAY* *

Report No. 67

June 19, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That since sufficiently signed petitions have been received by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

a) Reconstruction of concrete sidewalk on the west side of Division St from 2' north of Pine to Stanley St

Total estimated cost	$ 4,200.00
Owners' share	1,439.73
Corporation's share	2,033.47
Anticipated MTC subsidy	726.80
Debenture amount	3,473.20

b) Reconstruction of concrete sidewalk on west side of Rideau St from 61'.8 south of Bay St northerly 190'

Total estimated cost	$ 4,550.00
Owners' share	2,077.00
Corporation's share	1,773.49
Anticipated MTC subsidy	699,51
Debenture amount	3,850.49

c) Construction of a concrete sidewalk on the west side of Queen Mary Rd from Bath Rd to south curb of channelized entrances

Total estimated cost	$ 2,700.00
Owners' share	2,266.23
Corporation's share	433.77
Debenture amount	2,700.00

Note - Developer will pay Corporation's share by Agreement.

d) Construction of a 12" diameter watermain (owner assessed for 8") in Queen Mary Rd., west side, from Bath Rd northerly 300' including one service.

Total estimated cost	$ 39,569.00
Owners' share	18,941.02
Corporation's share	20,627.98
Debenture amount	18,941.02

Note - The Public Utilities Commission approved the project subject to satisfactory assurance being received that the 1' reserve held by The Grenville Park Housing Association Ltd has been released to the City. The City owns part of the 1' reserve and should own the balance before construction starts.

......./2

e) Construction of a 40' wide asphalt pavement in Queen Mary Rd from Bath Rd northerly 180' incorporating the existing pavement in the work including curb, gutter and boulevard

Total estimated cost	$12,000.00
Owners' share	8,629.86
Corporation's share	3,370.14
Debenture amount	12,000.00

Note - The Developer will pay the Corporation's share by agreement.

Respectfully submitted,

Chairman

Report No.68

June 15, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That Schedule "M" to By-law No. 19 - A By-law To Provide For the Regulation Use Of Parks And Recreational Facilites Of The Corporation - be rescinded and the following new Schedule "M" be substituted therefor -

Schedule "M"

Rates for Use of Artillery Park Swimming Pool

Recreational Swims	Rate	
(a) General Recreational Swims	Child	- 30¢
	Adult	- 70¢
	Senior Citizen	- 50¢
(b) Family Recreational Swims	Child	- 25¢
	Adult	- 35¢
	Family	- $1.00 maximum
(c) Package Recreational Swims (20 swims - Senior Citizens and Adults 25 swims - Children)	Child	- $5.00
	Adult	-$10.00
	Senior Citizen	- $7.00
(d) Hourly Rental Rate	$12.00 per hour plus supervision as required will be charged per lifeguard required times number of hours, (over and above flat $12.00 rate)	

Note The existing Schedule of Rates was designed for the operation of an outdoor seasonal pool and the new Schedule of Rates has been designed to relate to an indoor pool operation on a twelve month basis. The new Schedule will not reduce the amount of recreational swimming nor will it tie the operating staff to set times for certain types of swimming which the existing Schedule does.

2. That By-law No.19 - A By-law To Provide For the Regulation Use Of Parks And Recreational Facilities Of The Corporation - be amended to include the following Schedule "N" -

........./2

Schedule "N"

Rates for Use of the Cataraqui Park Tennis Courts

Seniors - singles - $1.00 per hour
- doubles - $1.50 per hour

Junios - singles - $ .50 per hour (18 years of age on May 1 of current year)
- doubles - $ .75 per hour

3. That the 330.3 meter dust surface speed skating track to be constructed for the Ontario Winter Games be located around the soccer field in the the south-west section of McCullough Park immediately north of the Polson Park Field House and School Grounds as shown on the McCullough Park Land Use Plan dated June 1978.

Respectfully submitted,

Chairman

REPORT NO. 69

To the Mayor and Aldermen: June 21, 1978.

The Finance and Accounts Committee reports and recommends as follows:

1. That List of Accounts No. 5 dated May, 1978, in the amount of $4,342,578.79 be approved.

   (Note: A copy of the list was distributed to all members of Council.)

2. That, as recommended by the City Treasurer, pursuant to Section 636A of The Municipal Act, the applications of persons and firms listed on the attached Schedule "A" for cancellation or refund of commercial, residential and business taxes levied, be approved in the total amount of $243.45.

3. That the account of Brian Arnott Associates in the amount of $875. being fees for the third instalment of Part II of the Grand Theatre Feasibility Study be approved for payment.

4. That, as tenders for the debenture issue will close at 12 noon, June 28, 1978, and as the quotations received are only firm until 10 a.m., June 29, 1978; that as recommended by the City Treasurer, a clause be presented to Council to authorize the Mayor and Treasurer to accept the highest tender to be ratified by Council.

5.a) That the following persons be appointed to the Downtown Core Committee for a term ending November 30, 1979:

Mrs. Nancy Cutway, 506 Johnson Street
Mrs. Kaaren Brown, 162 Queen Mary Road
Mrs. Helen C. Cooper, 431 Albert Street

b) And further that Ald. Lois Miller and Ald. G. Webb be appointed as the City's Representatives.

6. That no action be taken on the following resolution of the City of Sarnia:

> *"WHEREAS the Ontario Legislature amended the Highway Traffic Act to provide, by Section 120a, (S.O. 1976 C. 37 Sec 17) that School Crossing Guards, if employed, are to be employed by the municipality itself,*
>
> *AND WHEREAS there is no obligation or even apparent direct authority for a municipality to employ School Crossing Guards,*
>
> *AND WHEREAS Boards of Education are now required to provide transportation of students to schools as may be required under the regulation(s) thus establishing the responsibility of the Boards for the safe arrival of a large proportion of students at schools,*
>
> *AND WHEREAS all urban and rural ratepayers pay school taxes which include the cost of bussing students, primarily from rural areas,*

6. (Cont'd)

> *AND WHEREAS it is inequitable that ratepayers domiciled in urban areas should pay without benefit, through school taxes, towards the enormous rural bussing costs and, in addition, be required to pay the full cost of school crossing guards through municipal taxation,*
>
> *AND WHEREAS it is believed that all costs related to students should rightfully be a charge to Boards of Education,*
>
> *AND WHEREAS the costs related to crossing guards are also student related costs,*
>
> *AND WHEREAS Boards of Education with knowledge of the residence of their students, numbers, ages, concentrations and school closing times are in a much better position to decide if, when and where school crossing guards are necessary.*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend its legislation to clearly provide that the responsibility for employing, deploying and paying the cost of school crossing guards, as may be required, shall be the responsibility of Boards of Education."*

7. That the following resolution of the Town of Walden be endorsed:

> *"WHEREAS taxes allocated to the support of Education have risen dramatically in the past few years,*
>
> *AND WHEREAS such taxes are collected by and reflect on the local municipality collecting such taxes.*
>
> *BE IT RESOLVED that the Town of Walden petition the Ontario Government to amend taxing legislation to require all School Boards to submit their proposed budgets to the local municipality concerned, prior to approval thereof, for the endorsation of such approval, and failing such endorsation, proper appeal procedures be incorporated to protect the municipality from tax increases."*

8. That no action be taken on the following resolution of the Town of Stoney Creek:

> *"WHEREAS on the 10th day of May, 1978, a Review Commission appointed by the Province of Ontario delivered to the Treasurer of Ontario a Report of a Review of the Government of the Regional Municipality of Hamilton-Wentworth, which totally disregarded the facts of evidence placed before it at its hearings by the Municipalities of Ancaster, Dundas, Glanbrook, Falmborough and Stoney Creek, and the evidence and research conclusions arrived at by its own consultants, and*
>
> *WHEREAS the Hamilton-Wentworth Review Commission proposed a totally new system of local government, rather than conduct a review of the present system, by recommending the creation of one large city comprising all the municipalities of the Regional Municipality of Hamilton-Wentworth, and*

8. (Cont'd)

> *WHEREAS the creation of such a city would abolish all the historic communities in the Regional Municipality of Hamilton-Wentworth, and would extinguish the flame of local autonomy and democracy, and*
>
> *WHEREAS the ancestors of many of our citizens endured great hardships in past centuries so that they might live in freedom, and*
>
> *WHEREAS the proposed abolition of our citizens' freedom to control their local affairs is completely at variance with all the rights won throughout the centuries, and*
>
> *WHEREAS this proposed one large city could become the model for a one-tier city in your area which would mean the abolition of your municipality*
>
> *NOW THEREFORE, the Councils of the Towns of Ancaster, Dundas, Stoney Creek, and the Townships of Glanbrook and Flamborough, do hereby reject the recommendations of the said Review Commission which would destroy the freedom of our citizens to control their local affairs through a democratically elected Council, and we do hereby call upon your Council to voice in the strongest terms your objections to such proposals by writing to -*
>
> > *The Premier of Ontario*
> > *The Treasurer of Ontario*
> > *Dr. Stuart Smith, Leader of the Liberal Party*
> > *Michael Cassidy, Leader of the New Democratic Party and your own member of the Legislature."*

9. Whereas at the meeting of City Council held on June 12, 1978, Clause 1, Report No. 64, as amended, was referred back to the Finance Committee;

And Whereas this matter was reconsidered at the meeting of the Finance Committee on June 21, 1978;

Therefore be it Resolved that the following resolution be approved:

> "Whereas the Finance Committee has considered the following resolution from the Public Works Committee:
>
> > *"That effective June 1, 1978, all Public Works Department vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."*
>
> And Whereas at the Finance Meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:
>
> a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.

9. (Cont'd)

b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.

c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to city vehicles taken home.

d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000 is far outweighed by the more efficient service the citizens receive;

Therefore be it resolved that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed with the understanding that any additional use of vehicle privileges to any employee or any of the positions listed below, shall be subject to the recommendation of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the clerk-comptroller:

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2
*Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1
Foreman - Forestry & Weed Control	"	1
Foreman - Maintenance & Construction	"	1
*Facility Foreman	"	1
*Assistant Administrator	Traffic & Streets	1

*(Note: *Facility Foreman - Vehicle parked overnight on City Property - Golf Course.*

Youth Centre Co-Ordinator - Vehicle parked overnight on City Property - Rodden Park

Assistant Administrator - Vehicle parked overnight at Palace Road Firehall.)

10. Whereas the Cataraqui Region Conservation Authority has requested the comments of the City on an application for a fill permit by Rollins, Maurice X. Construction Limited, for Part of Lots 16 and 17, Concession II, City of Kingston (South East Corner of Princess Street and the Parkway);

And Whereas it is urgent for the Authority to deal with this permit by June 30th, 1978;

Therefore be it Resolved that, as recommended by the Clerk-Comptroller, authority be delegated to the City of Kingston Planning Board to recommend to the Conservation Authority directly from their meeting on June 27th, 1978.

11. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment or reimbursement to the Library Board for payment:

1. Margaret Hughes - $676. (To come from Wintario Grant for the Handicapped.)
2. Simpsons Contract Division - $2,120.40. (To come from Wintario Grant for the Handicapped).

12. That, as requested by the Public Library Board, approval be granted for the purchase of extra items in the amount of $13,637.21., leaving a balance of $894.48 to provide for future expenses.

A copy of the detail of these items is set forth on schedules E1, E2A, E2B, E3A, and E3B, which were distributed to members of Council.

(Ald. Matthews Opposed)

13. That no action be taken on the following resolution:

Moved by Ald. French,
Seconded by Ald. Mackenzie,

That commencing with the Second Council Meeting in June, "Unfinished Business" be suspended until after the next municipal election.

14. That a Licence for an inadvertent encroachment be granted to Spindex Corporation Limited for a portion of Princess Street, 6' by 66.62', more or less, for a minimum period of ten years, and thence on a yearly basis, unless either party gives the other party six months notice of termination, at a yearly licence fee of $100. and payment of the cost of the Letter of Opinion.

15. That the account of B. Arnott Associates in the amount of $275.38 for travel and out-of-pocket expenses for Parts I & II of the Grand Theatre Feasibility Study, be approved for payment.

(Note: Part I - maximum travel expenses $280.
Part II - maximum travel expenses $490.)

16. That an agreement be entered into with Dr. H. Campbell, Home Physician, for provision of medical services at Rideaucrest Home to contain the following conditions:

    a) that the Physician be paid an additional $200 per month;

    b) that the services to be provided, are as outlined in the Homes for the Aged and Rest Homes Act R.S.O. 1970, as amended, and as detailed in the regulations thereunder.

    And further that the amount of $1,200. be transferred from Finance Contingencies to the Rideaucrest Home Budget.

    (Note: The Physician already receives $1.30 for administration and $2.15 for medical care and this will continue.

    Because municipalities cannot increase this rate (which is laid down by the Ministry of Community and Social Services) and the Ministry has resisted attempts to have these rates raised over the past ten years. This is the only way that an additional sum can be paid to the Physician.

    This Agreement has been approved by the City Solicitor.)

17. That, as recommended by the Community Services Committee, no further action be taken on the matter of tax concessions for senior citizens at this time, it being noted that the provincial government provides, through its programs, several types of grants for senior citizens.

    (Ald. Breen Opposed)

18. That, as requested by the Public Works Committee, since several sidewalks in Contract 771W with J. Sousa Contractor Limited, were carried over for construction in 1978, and the contract completion date was extended to June 15, 1978; and since all of the sidewalks carried over have not been constructed because it was decided that other related construction projects should be completed first, the contract be further amended to extend the completion date to September 30, 1978.

19. That, as recommended by the Public Works Committee, a By-Law be presented to authorize the construction of a 32' wide asphalt pavement on Concession Street from Division to Alfred Street, including curb and gutter on the north side and concrete sidewalk on the south side from 81.2' east of Alfred Street to Division Street, as a charge to the general tax rate:

Total estimated cost	$65,000.
Corporation's share	35,700.
Anticipated MTC subsidy	29,300.
Debenture amount	35,700.
Funds available in Capital Budget	24,000.
Funds required	11,700.

    and that the 1978 Capital Budget be amended by transferring $11,700. from Local Improvements - Storm Sewer - Montreal Street to General Rate Projects - Pavement Reconstruction - Concession Street.

    (Note: Mr. K. Linseman, Traffic & Streets Administrator, is in agreement with the proposed 32' width.)

20. That, as recommended by the Public Works Committee, the following changes in the organization of the engineering section of the Public Works Department be approved:

a) Transfer vacant Technician III position from Road Section to Sewer Section with the incumbent to supervise road projects. This change recognizes the fact that most of the City's contracts now include all services.

b) Technician II position in the Sewer Section to be inactive as a result of a Technician III position being added to the Section.

c) Technical Assistant position in Sewer Section to be deleted and a position of Technician I added because a training position is no longer required in view of requirement to call in employees on lay-off.

(Note: The above changes will mean that the Engineering Section will have one less employee and no additional funds will be required to implement the changes.)

21. That the Memorandum of Settlement between the City of Kingston and the Kingston Professional Firefighters' Association, Local 498, I.A.F.F., a copy of which was distributed to all members of Council, and copies of which are on file in the office of the Clerk-Comptroller, be approved.

(Note: The Firefighters have agreed to the deletion of the words "Retirement Gift" contained in the Memorandum of Settlement.)

22. That a Licence Agreement be entered into with the International Hockey Hall of Fame and Museum Incorporated and the Kingston and District Agricultural Society to contain the following conditions:

a) The Society shall have the right to use the kitchen storage in the area of the Hockey Hall of Fame building shown on a sketch attached to the agreement as Schedule "A".

b) The term of the Agreement shall be from July 15, 1978, to July 25, 1978.

c) The Society shall, on the termination of the licence, remove all its merchandise, fixtures and other property from the premises and leave the licence space in clean and good order.

d) The Society shall use the Licence space for the preparation of and storage of food and foodstuffs for the dinner tent at the Fall Fair.

e) The Licence fee shall be $ 1.00.

(Note: Mr. Pradley, Solicitor, agrees to include all the conditions contained in the Kingston & District Agricultural Society Letter of June 7, 1978, in the Licence Agreement.

The Clerk-Comptroller has been unable to reach Mrs. Joyce.)

23. WHEREAS the week of June 21 to July 2, 1978 has been proclaimed Canada Week Kingston 1978;

AND WHEREAS many activities have been planned by the Canada Week Committee for this week;

AND WHEREAS Prince Albert, Saskatchewan, has been twinned with the City of Kingston with regard to Canada Week celebrations;

THEREFORE BE IT RESOLVED that Wednesday, June 28, 1978, be proclaimed as Prince Albert Day in the City of Kingston.

24. That Mr. H.V. Casson of 231 Main Street, Barriefield, be appointed to the Local Architectural Conservation Advisory Committee for a period ending December 31, 1978 to replace Mr. R. Smallian.

Respectfully Submitted,

Chairman

SCHEDULE "A"

TAX ADJUSTMENTS UNDER SECTION 636a
OF THE MUNICIPAL ACT R.S.O. 1970
MARCH, 1978

Roll Number	Applicant	Address Appealed	# Mos.	B R C	Explanation	General	Garbage	Public School	Sep. School	Sec. School	D.T. Levy	Loc. Improv.
010 140 00500 0000 000F	Bk. of Commerce	256 Bagot	5	C-R	Vacated	82.15		21.18		21.18		
070 100 03700 0000 000G	Freda Kerr	41 Cartwright	12	R	Rem. Garage	5.90	.62	2.42		2.40		
040 020 01800 0010 001A	Donald Colette	70 Cataraqui	5	B	Relocated	65.17		21.31		21.12		
						153.22	.62	44.91		44.70		

		Refunds		Cancellation	
		Public	Separate	Public	Separate
010 140 00500 0000 000F	Bk. of Commerce	124.51			
070 100 03700 0000 000G	Freda Kerr	11.34			
040 020 01800 0010 001A	Donald Colette			107.60	
		135.85		107.60	

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 12 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 13 and 14 their Third Reading.

(C) That By-Laws 13 to 41 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9285)
Clause 1, Report No. 65, 1978

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 96 - Northwest corner of Concession and Connaught Streets)

(FIRST & SECOND READINGS) (PROPOSED NO. 9286)
Clause 6 a, Report No. 65, 1978

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the Northwest Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential)).

(FIRST & SECOND READINGS) (PROPOSED NO. 9287)
Clause 6 b, Report No. 65, 1978

(4) A By-Law to Authorize the Levy of Penalties for Allowing a Motor Vehicle to Stand Unattended Unless it is Locked In Such a Manner as to Prevent its Operation by Any Person Not Authorized by the Owner, Driver, or Person in Charge. (Pursuant to the Provisions of the Municipal Act. R.S.O. 1970, C.284, Section 363).

(FIRST & SECOND READINGS) (PROPOSED NO. 9288)
Clause 6, Report No. 66, 1978

(5) A By-Law to Amend By-Law No. 1998, "A By-Law to Require The Closing of Gasoline Service Stations During Certain Hours" (List of Service Stations and Changes in Rotation Schedule).

(FIRST & SECOND READINGS) (PROPOSED NO. 9289)
Clause 8, Report No. 66, 1978

BY-LAWS (Cont'd)

(6) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Division Street from 2 feet north of Pine to Stanley Street Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9290)
Clause 1 a, Report No. 67, 1978

(7) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on West Side of Rideau Street from 61'.8 South of Bay Street Northerly 190' Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9291)
Clause 1 b, Report No. 67, 1978

(8) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side of Queen Mary Road from Bath Road to South Curb of Channelized Entrances Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9292)
Clause 1 c, Report No. 67, 1978

(9) A By-Law to Authorize the Construction of a 12" Diameter Watermain in Queen Mary Road, West Side, From Bath Road Northerly 300' Including One Service Under the Provisions of Section 7 of the Local Improvements Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9293)
Clause 1 d, Report No. 67, 1978

(10) A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180' Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard Under the Provisions of Section 7 of The Local Improvements Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9294)
Clause 1 e, Report No. 67, 1978

(11) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation of the City of Kingston" (Substitute New Schedule "M" and include new Schedule "N").

(FIRST & SECOND READINGS) (PROPOSED NO. 9295)
Clauses 1 and 2, Report No. 68, 1978

(12) A By-Law to Authorize the Construction of a 32' wide Asphalt Pavement on Concession Street From Division to Alfred Street, Including Curb and Gutter on the North Side and Concrete Sidewalk on the South Side from 81.2' east of Alfred Street to Division Street (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9296)
Clasue 19, Report No. 69, 1978

BY-LAWS (Cont'd)

(13) A By-Law to Authorize the Execution of an Agreement with Wilfred D. Snider and Burt D. Snider, in Trust (Committee of Adjustment - Conveyance of Land - 609, 613 and 615 Union Street)

(THREE READINGS) (PROPOSED NO. 9297)
Committee of Adjustment

(14) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on June 26, 1978.

(THREE READINGS) (PROPOSED NO. 9298)
City Council Meeting No. 16, 1978

(15) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Portsmouth Avenue from Fairview Road Northerly 1,520.98 feet Under the Provisions of Section 8 of the Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9114)
Clause 3 c, Report No. 104, 1977

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highways Traffic Act" (Traffic Signal Lights: Brock and Macdonell Streets)

(THIRD READING) (PROPOSED NO. 9125)
Clause 7, Report No. 11, 1977

(17) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for A Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters (Meters)

(THIRD READING) (PROPOSED NO. 9254)
Clause 13, Report No. 59, 1978 and
Clerk-Comptroller, June 14, 1978

(18) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Parking) (Bus Stops)

(THIRD READING) (PROPOSED NO. 9255)
Clauses 1, 3 and 7, Report No. 59, 1978

(19) A By-Law to Repeal By-Law No. 9028, "A By-Law to Stop Up and Close Bagot Street from Barrie Street to West Street"

(THIRD READING) (PROPOSED NO. 9256)
Clause 4, Report No. 59, 1978

(20) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Reclaiming of Dogs)

(THIRD READING) (PROPOSED NO. 9257)
Clause 14, Report No. 59, 1978
Clerk-Comptroller, June 14, 1978

BY-LAWS (Cont'd)

(21) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

(THIRD READING) (PROPOSED NO. 9260)
Clause 3, Report No. 64, 1978

(22) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

(THIRD READING) (PROPOSED NO. 9261)
Clause 3, Report No. 64, 1978

(23) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $404,584.53 for Construction of Storm Sewers.

(THIRD READING) (PROPOSED NO. 9262)
Clause 3, Report No. 64, 1978

(24) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

(THIRD READING) (PROPOSED NO. 9263)
Clause 3, Report No. 64, 1978

(25) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

(THIRD READING) (PROPOSED NO. 9264)
Clause 3, Report No. 64, 1978

(26) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

(THIRD READING) (PROPOSED NO. 9265)
Clause 3, Report No. 64, 1978

(27) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $90,000 for Improvements, Alterations, and Extensions of the Water System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9266)
Clause 3, Report No. 64, 1978

(28) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements to the Natural Gas System in the City of Kingston.

(THIRD READING) (PROPOSED NO. 9267)
Clause 3, Report No. 64, 1978

(29) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $132,740. for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9268)
Clause 3, Report No. 64, 1978

BY-LAWS (Cont'd)

(30) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9269)
Clause 3, Report No. 64, 1978

(31) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $67,000 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way. (General Rate)

(THIRD READING) (PROPOSED NO. 9270)
Clause 3, Report No. 64, 1978

(32) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $39,000 for Reconstruction of Certain Concrete sidewalks. (General Rate)

(THIRD READING) (PROPOSED NO. 9271)
Clause 3, Report No. 64, 1978

(33) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $42,000 for Reconstruction of Certain Streets (General Rate).

(THIRD READING) (PROPOSED NO. 9272)
Clause 3, Report No. 64, 1978

(34) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $50,000 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard.

(THIRD READING) (PROPOSED NO. 9273)
Clause 3, Report No. 64, 1978

(35) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $74,000 for the re-alignment of Montreal Street. (General Rate)

(THIRD READING) (PROPOSED NO. 9274)
Clause 3, Report No. 64, 1978

(36) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,617.33 in Canadian Funds.

(THIRD READING) (PROPOSED NO. 9275)
Clause 3, Report No. 64, 1978

(37) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Meters on the Kingston Public Library Parking Lot).

(THIRD READING) (PROPOSED NO. 9277)
Clause 16, Report No. 59, 1978

BY-LAWS (Cont'd)

(38) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "A")

(THIRD READING) (PROPOSED NO. 9278)
Clause 24, Report No. 64, 1978

(39) A By-Law to Authorize the Execution of An Agreement with 361029 Ontario Limited (Block "B")

(THIRD READING) (PROPOSED NO. 9279)
Clause 24, Report No. 64, 1978

(40) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block"C")

(THIRD READING) (PROPOSED NO. 9280)
Clause 24, Report No. 64, 1978

(41) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "D" and "E")

(THIRD READING) (PROPOSED NO. 9281)
Clause 24, Report No. 64, 1978

COPIES OF THE AGREEMENTS WILL BE AVAILABLE AT 7 P.M. ON MONDAY, JUNE 26th.

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 16

The Regular Meeting of City Council was held on Monday, June 26, 1978, in the Council Chamber, City Hall, at 8:10 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark (arrived at 8:25 p.m.), Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

TABLING OF DOCUMENTS

From the Regional Director General (Ontario), Canadian Penitentiary Services, copy of information concerning the implementation of Part IV of the Canadian Human Rights Act.

MINUTES

Moved by Ald. Breen,
Seconded by Ald. Clements,

That the Minutes of City Council Meeting No. 15 held June 12, 1978 be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 440 and 441.

Filed

(409) From the Workmen's Compensation Board, copy of their publication *WCB Report*, *"The Money Managers"*, dated Spring, 1978.

(410) Copies of Minutes of Meetings Nos. 32 and 33 of the N.I.P. Citizens Committee held on May 15 and May 29, 1978. *(Copies have been distributed to members of Council.)*

(411) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* Nos. 78/21 and 78/22. *(Copies have been distributed to members of Council.)*

(412) From the City of Niagara Falls notifying that their Council has endorsed the City of Kingston's resolution requesting the Attorney General of Ontario to raise the fee paid for jury duty.

(413) From Queen's Quest, 1978-83, acknowledging with thanks the first instalment of $30,000 of the City's $150,000 pledge to the Queen's Quest financial campaign. A similar sum will be paid to Queen's Quest for each of the next four years.

COMMUNICATIONS (Cont'd)

Referred to the Finance & Accounts Committee

(414) From the Town of Geraldton, requesting endorsation of their resolution that the government of Ontario be petitioned to either, allow municipalities to have control over district school board borrowing; or, to institute the necessary changes so that the Ontario Municipal Board will not take district school board debt into consideration when determining the municipality's ability to borrow.

(415) From the O.M.E. Insurance Agency Limited, a letter re: Municipal Errors and Omissions Insurance with respect to actions or threatened actions against individual members of council or staff personally, as well as the municipality, for alleged injury or loss from other than bodily injury or property damage.

Which Had Been Referred to the Public Utilities Commission

(416) From the Ministry of Transportation and Communications, enclosing two copies of the approved plan of the Urban Transit Service Area for the City of Kingston.

Which Had Been Referred to the Commissioner of Works

(417) From the International Joint Commission, Windsor, Ontario, copy of their publication *Great Lakes FOCUS*, for May, 1978.

Which Had Been Referred to the City of Kingston Planning Board

(418) Application for Zone Change from Mr. G. Vosper to bring into conformity with the Official Plan, lands owned by 361029 Ontario Limited and 361028 Ontario Limited (Marina City Development) fronting on Ontario Street.

Referred to the City of Kingston Planning Board

(419) From the Ministry of Government Services, Legal Branch, re: Designation of Properties - Kingston Psychiatric Hospital, notifying that they object to the proposed designation on the grounds that the Ontario Heritage Act does not bind the Crown, and therefore the City of Kingston has no authority to designate property owned by the Crown and requesting that all proceedings in relation to the designation of the three buildings be terminated at this time.

Filed

(420) Registration Form for the 64th Annual Governmental Research Association Conference to be held at the Inn On the Park, Toronto on August 20th to 23rd, 1978, hosted by the Bureau of Municipal Research.

(421) From the Bureau of Municipal Research, their publication *Civic Affairs: Teaching Local Government: A Responsibility of the Educational System.*

(Copies have been distributed to members of Council.)

(422) From Mr. K. Norton, Minister of Community and Social Services, notifying that he is pleased to learn that the City has received a Wintario grant to assist in one of its projects.

(423) From E. Fearnley Limited, Transportation Planning Consultants, Toronto enclosing a brochure outlining the services offered by them.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(424) From Thorne Riddell & Co., Chartered Accountants, copy of their publication *FOCUS... On Taxation*, dated May 15, 1978.

Referred to the Transportation Committee

(425) From the Corporation of the County of Essex requesting endorsation of their following resolution:

> *"WHEREAS some local industry is being lost because of plant buildings having become obsolete and being replaced elsewhere, giving rise to loss of employment and municipal tax revenue;*
>
> *AND WHEREAS incentives to rehabilitate such buildings to economic usefulness are desirable, and such incentives are available in other jurisdictions, particularly some bordering American states;*
>
> *THEREFORE the Council of the Corporation of the County of Essex petitions the Treasurer of Ontario to develop legislation permitting a municipality to declare an industrial enterprise within its boundaries as having undertaken an eligible substantial modernization or updating of its plant buildings, and thereupon the building assessment for municipal taxation be forgiven for a period of ten years so that any increased assessment from such modernization or updating not resulting in increased municipal taxation during the term of such freeze period."*

Filed

(426) From the Metric Commission Canada, *Metric Monitor*, dated May, 1978.

(427) From the Ontario Association of Fire Chiefs notifying that at its 26th Annual Conference held in Ottawa on May 14th, 1978, Chief K. Cowdy was elected as a Director of the Association for the forthcoming year (1978-79).

Referred to the Transportation Committee

(428) From the Minister of National Defence, acknowledging receipt of a letter from the City of Kingston enclosing a recommendation from the Transportation Committee requesting that consideration be given to amending the National Defence Act relating to the payment of duties and tolls. He states that it is present policy that drivers of Canadian Forces vehicles are instructed to avoid, as far as practicable, using parking meter areas.

(429) From the Ministry of Transportation and Communications with respect to Metric Conversion of Vehicle Weights and Dimensions - The Highway Traffic Act.

Referred to the Community Services Committee

(430) From the Ministry of Treasury Economics and Intergovernmental Affairs, acknowledging receipt of the City's endorsation of the resolution to allow the Property Tax Credits claimed by senior citizens in homes for the aged and charitable homes to be used to offset the costs incurred in providing care. Should increased funding to the homes be deemed appropriate, corrective action would be taken through the legitimate funding mechanisms that now exist.

COMMUNICATIONS (Cont'd)

Filed

(431) From the City of St. Catharines notifying that the City of Kingston's resolution requesting the province to increase jury fees was endorsed by their Council on June 19th, 1978.

(432) From the Liquor Licence Board of Ontario notifying that an application for a Liquor Licence has been made by the Top Dog Restaurant, 401 Princess Street, Kingston.

(433) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of the remarks made by the Honourable W. Darcy McKeough, Treasurer of Ontario to the A.M.C.T.O. Annual Conference held on June 20, 1978 at the Inn on the Park, Toronto.

(434) From the Ministry of the Attorney General acknowledging receipt of the City's letter of May 26th with respect to fees paid to jurors and notifying that the Ministry is currently attempting to obtain approval for a significant increase in the fees paid to jurors required to serve in lengthy trials.

(435) A telex from the Correspondence Secretary, Prime Minister's Office, Ottawa acknowledging receipt of the City's telegram of June 14 requesting support for the Textile Industry Tariff and notifying that this will be brought to Mr. Trudeau's attention.

(436) From the Ontario Municipal Board, copy of Decision dated June 21, 1978 with respect to the Appeal by Mr. John B. Sampson.

(Copy distributed to all members of Council.)

(437) From the Metric Commission Canada enclosing a copy of the Fourth Edition of "How to Write SI".

(438) From The Frontenac County Board of Education acknowledging receipt of a copy of the City of Kingston's Brief "Declining School Enrolments" and notifying that they are continuing to receive submissions and requests for appearances.

Referred to the Community Services Committee

(439) From the Ministry of Treasury Economics and Intergovernmental Affairs enclosing a copy of Bill 105, "An Act to Provide for the Licensing of Businesses by Municipalities" together with a copy of the statement made to the House by the Honourable Darcy McKeough, Treasurer of Ontario. They are now proposing that municipalities be able to charge a $5. fee except where an inspection is required. A $25 licence fee would be permitted in the latter instance.

Filed

(440) A copy of the publication "What's What in Kingston" for the period June 24 to June 30, 1978.

(441) Copy of the publication "Legacy" from Environment Ontario, dated June, 1978.

PETITIONS

REPORTS

Ald. Mackenzie presented Report No. 65 of the City of Kingston Planning Board as follows:

Council consented to the correction of the spelling of Mrs. Bryson's name following Clause 10.

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 65 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 65

June 13, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Ernest A. Cromarty, on behalf of Rosemore Investments Limited, to amend Zoning By-Law No. 8499 with respect to the approximately 1.43 acre parcel of land located at the northwest corner of Division Street and Concession Street from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial in order to permit the construction of a commercial plaza; and

WHEREAS the Official Plan provides for the establishment of Urban and Transient Commercial uses at this location:

THEREFORE BE IT RESOLVED that:

Zoning By-Law No. 8499 be amended by amending Zoning Map No. 19 so as to rezone the approximately 1.43 acre parcel of land located at the northwest corner of Division and Concession Streets, as shown on a copy of Zoning Map No. 19 which is attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial.

CARRIED 11:3
(Ald. Breen, Ald. Hawkins, Ald. Matthews Opposed)

2. That Council does hereby certify that By-Law No. 'A By-law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located At the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

REPORTS (Cont'd)

Report No. 65 - Planning Board (Cont'd)

3. WHEREAS Council on March 28, 1978, approved a Development Control agreement with McDonald's Restaurants of Canada, for a restaurant on Division Street 240± south of Benson Street; and

WHEREAS one of the conditions of such Development Control approval was that plans for an exterior free-standing sign be submitted for approval; and

WHEREAS such plans have now been submitted;

THEREFORE BE IT RESOLVED that the free-standing exterior sign for McDonald's Restaurants of Canada at its Division Street location be approved subject to the following conditions:

a) that the maximum size of this sign be 18.0 feet in width, 19.0 feet in height on a pole 16.0 feet in height;

b) that in consideration of the City permitting such a sign at the Division Street location, the owner agrees to reduce the size of the sign at the Bath Road location of McDonald's Restaurants to a maximum of 12.9 feet in width, 13.2 feet in height, on a pole 12 feet in height.

CARRIED

4. WHEREAS By-Law No. 9233, 'A By-law to Amend By-law No. 8499, "Restricted Area (Zoning) By-law of the Corporation of the City of Kingston" (Rezone Lands Located on Either Side of Bagot Street Between John Street and Charles Street and on Both Sides of Montreal Street between Charles and Markland Streets from Zone D (Commercial and Light Industrial) of Zoning By-Law No. 3077 to C1.140 Commercial, A Residential, A.141 Residential, A.142 Residential, A.143 Residential, A.144 Residential, A.145 Residential, A.146 Residential and A.147 Residential)" was passed by Council on April 24, 1978; and

WHEREAS notification of the amending By-Law No. 9233 has been sent to affected property owners; and

WHEREAS two objections to the By-Law have been received; and

WHEREAS the objections have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9233, passed by Council on April 24, 1978 (Clause 12, Report No. 32, 1978) be reaffirmed.

CARRIED 12:2
(Ald. Matthews, Ald. Webb Op

REPORTS (Cont'd)

Report No. 65 - Planning Board (Cont'd)

5. WHEREAS By-Law No. 9235, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 0.6 Acre Parcel of Land Located on the East Side of Montreal Street, North of Railway Street, from Zone E (Heavy Industrial) of Zoning By-Law No. 3077 to A.153 (One and Two Family) Residential)" was passed by Council on April 24, 1978; and

WHEREAS notification of the amending By-Law No. 9235 has been sent to affected property owners; and

WHEREAS one objection to the By-Law has been received; and

WHEREAS the objection has been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9235, passed by Council on April 24, 1978 (Clause 16, Report No. 37, 1978) be reaffirmed.

CARRIED

Ald. Gerretsen declared a conflict of interest in Clauses 6 and 7 as he acts for Mr. Vanzuylen. Ald. Gerretsen abstained from voting in both clauses.

6. WHEREAS application has been filed by Vanzuylen's Alignment Service Limited to amend Zoning By-Law No. 8499 with respect to the approximately 0.28 acre parcel of land located at the northwest corner of Concession and Connaught Streets from A5 (One and Two Family)Residential to Commercial, in order to permit the expansion and alteration of a legal non-conforming use; and

WHEREAS the subject property has been the location of a commercial business for many years; and

WHEREAS the Board is of the opinion that the proposed change will not have an adverse effect on the surrounding residential area;

THEREFORE BE IT RESOLVED that:

a) Schedule A-1 to the Official Plan be amended so as to redesignate the approximately 0.28 acre parcel of land located at the northwest corner of Concession and Connaught Streets from Residential to Commercial.

b) Zoning By-Law No. 8499 be amended as follows:

   i) By amending the designation of the approximately 0.2 acre parcel of land located at the northwest corner of Concession and Connaught Streets, as shown on a copy of Zoning Map No. 19, attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to C2.156 (Arterial) Commercial;

REPORTS (Cont'd)

Report No. 65 - Planning Board (Cont'd)

6. b) (Cont'd)

ii) By amending the designation of the approximately 0.09 acre parcel of land located at the west side of Connaught Street north of Concession Street, as shown on a copy of Zoning Map No. 19, attached hereto as Schedule 'A', from A5 (One and Two Family) Residential to A5.156 (One and Two Family) Residential;

iii) By adding as Section 156 the following:

"156.(a) On the approximately 0.08 acre parcel of land located on the west side of Connaught Street, north of Concession Street, and designated A5.156 on a copy of Zoning Map No. 19 attached to and forming part of By-Law No. as Schedule 'A',

(i) The permitted uses shall also include a minimum of nine (9) parking spaces in exclusive association with uses located on the adjacent parcel of land designated C2.156 on Zoning Map. No. 19.

(ii) The parking area referred to in Section 156 (a) (i) shall be subject to the regulations of Development Control as set out in Section 5.30(a), (b) and (d)

(b) On the approximately 0.20 acre parcel of land located at the northwest corner of Connaught and Concession Streets and designated C2.156 on Zoning Map No. 19 attached to and forming part of By-Law No. as Schedule 'A'

(i) The permitted uses shall only include an automotive repair shop that installs and services previously manufactured parts excluding body repairs, paint shop, exhaust system repairs, sale of new or used automobiles and the sale of gasoline;

(ii) A minimum of nineteen (19) off-street parking spaces shall be provided within the areas zoned A5.156 and C2.156 on Zoning Map No. 19.

(iii) The minimum side yard requirement shall be a total of ten (10) feet with not less than 2 feet on one side.

(iv) There shall be no minimum rear yard requirement.

REPORTS (Cont'd)

Report No. 65 - Planning Board (Cont'd)

6. b) (iii) b) (Cont'd)

(v) The permitted use and any alteration or addition thereto shall be subject to the regulations for Development Control as set out in Sections 5.30(a), (b) and (d).

c) The previous agreement affecting the permitted uses on this parcel of land (Agreement No. 1346, passed as Schedule 'A' to By-Law No. 8670) be rescinded.

CARRIED

7. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the Northwest Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential) is in conformity with the Official Plan approved and in force in the City of Kingston, and with Official Plan Amendment No. 96, which has not yet been approved by the Minister.

CARRIED

WHEREAS a fill permit application has been submitted to the Cataraqui Region Conservation Authority by Mississauga Apartments Limited for filling of part of Lot 16, Concession II, City of Kingston; and

WHEREAS such application has been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council has no objection to the granting of a fill permit to Mississauga Apartments Limited for filling on part of Lot 16, Concession II, City of Kingston.

CARRIED

WHEREAS the Parks & Recreation Department of the City of Kingston has submitted fill applications to the Cataraqui Region Conservation Authority for filling at Cataraqui Park with respect to the golf course, ski hill and waterfront park; and

WHEREAS these applications have been considered by Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Region Conservation Authority be notified that Council endorses the application for fill permits made by the Parks & Recreation Department of the City of Kingston for filling at Cataraqui Park on the golf course, ski hill and waterfront park.

CARRIED

REPORTS (Cont'd)

Report No. 65 - Planning Board (Cont'd)

June 20, 1978

10. WHEREAS a request has been received from Mr. George Vosper for a zone change on 11 acres plus 2.3 acres of land fronting on Ontario Street;

AND WHEREAS such land is the subject of an agreement dated June 27, 1970 between Etron Limited and Murney Development Limited, as amended December 13, 1971; and

WHEREAS subsequently 361029 Ontario Limited and 361028 Ontario Limited became owners of the said lands and bound by the said agreement as amended in December 1971; and

WHEREAS, since November 1977, the Finance Committee has been negotiating with the developers for an improved agreement that would include development control over all the subject land; and

WHEREAS, following consideration of recommendations by the Technical Planning Committee, Council has given two readings to By-Laws to authorize the entering into of four separate agreements with the developers as more particularly set out in By-Laws 9278 (Block A), 9279 (Block B), 9280 (Block C) and 9281 (Blocks D and E); and

WHEREAS, when the developers sign these agreements and the authorizing by-laws receive third reading, it would be a breach of faith for the City to recommend any change in the zoning under By-Law No. 3077, which governs the land use; and

WHEREAS the applicant for the zone change, Mr. George Vosper, has given no assurance that development would proceed under the proposed rezoning; and

WHEREAS subject to the approval of financing, the present owners have agreed to apply for building permits for Blocks A, B and C by November 1, 1978 and to complete construction within two years, provided the City issues a permit by December 1, 1978;

THEREFORE BE IT RESOLVED that the application by Mr. George Vosper for a zone change on 11 acres plus 2.3 acres of land fronting on Ontario Street be refused.

(Note: Copy of the application is on file in the office of the Clerk-Comptroller)

(Mrs. Bryson Opposed)

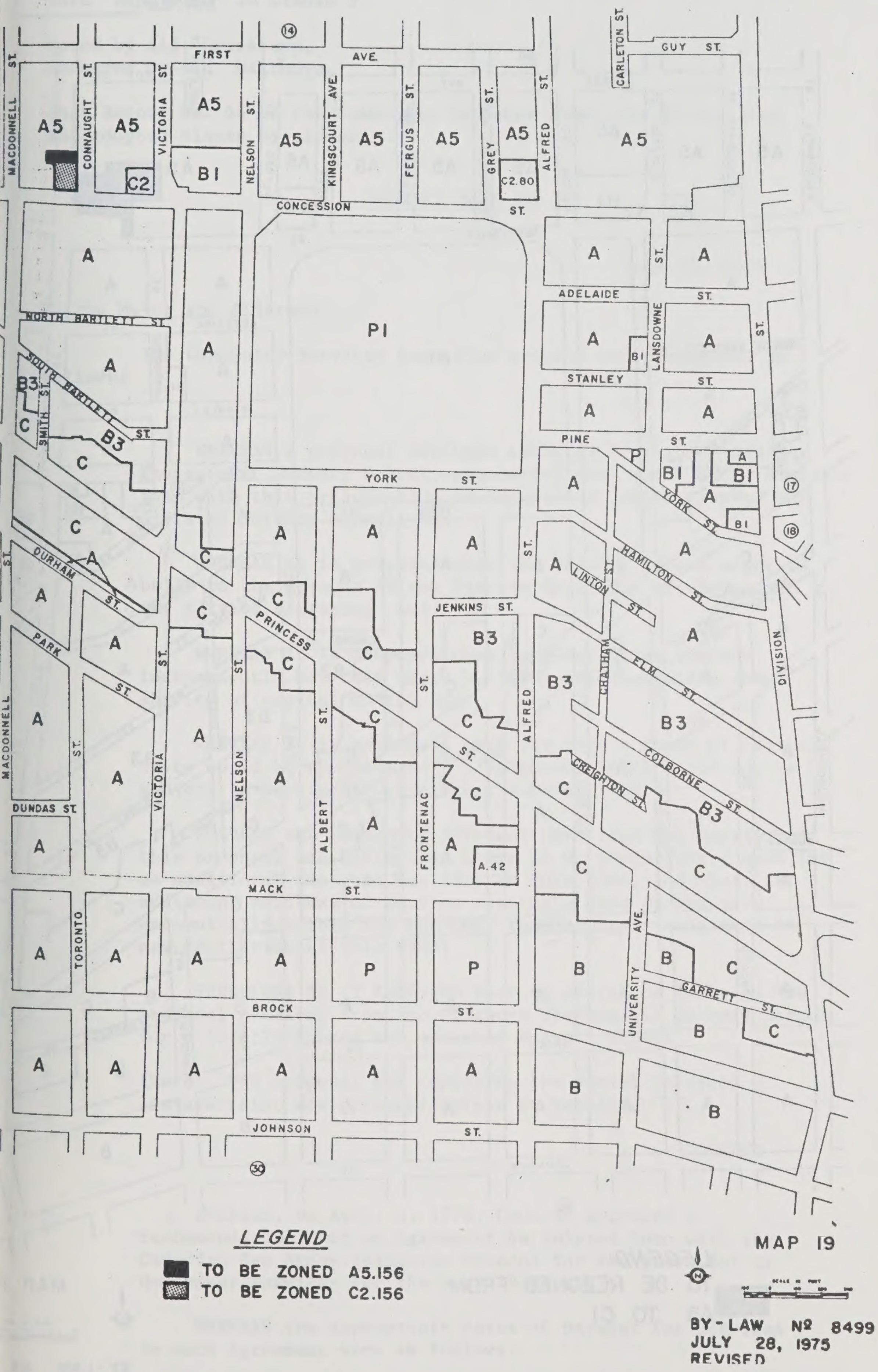
CARRIED 13:1
(Ald. Miller Opposed)

Respectfully Submitted

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

Report No. 65 - Planning Board (Cont'd)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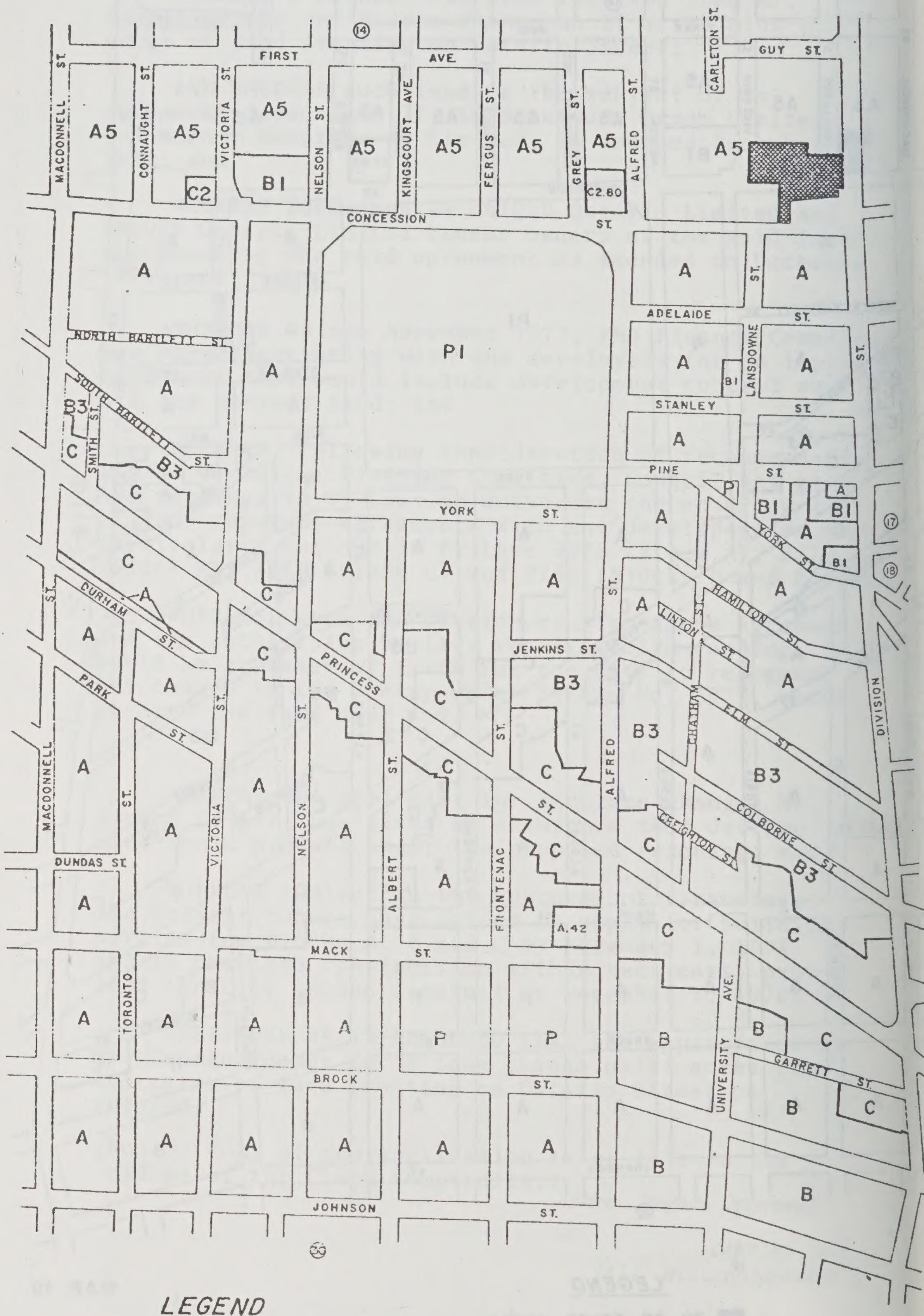
LEGEND
■ TO BE ZONED A5.156
▨ TO BE ZONED C2.156
MAP 19
BY-LAW Nº 8499
JULY 28, 1975
REVISED

Report No. 65 - Planning Board (Cont'd)

SCHEDULE A
BY-LAW №_____
DATED_______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LEGEND
▨ TO BE REZONED FROM
A5 TO C1

MAP 19

BY-LAW №
JULY 28, 1975
REVISED_______

REPORTS (Cont'd)

Ald. Gerretsen presented Report No. 66 of the Community Services Committee as follows:

Council consented to the addition of the word "patients" after the word "depriving" in Clause 9.

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 66 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 66

June 15, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS a proposal has been received from the Kingston Therapeutic Nursery School, requesting that the City of Kingston join with this organization in building a jointly funded and operated Nursery School; and

WHEREAS it is proposed that the Nursery School might be built on the grounds of the Penrose Centre or Beechgrove in the City of Kingston; and

WHEREAS it is proposed that both nurseries operate independently but that there be joint administration and sharing of capital costs; and

WHEREAS it is estimated that the City's share of capital costs would be approximately $75,000.00, which would not be subject to provincial government subsidy; and

WHEREAS the Community Services Committee has considered this proposal and feels that there is no demonstrated need for an additional day care facility at this time, and that, in addition, purchase-of-service contracts have proved more economically viable for the City than capital investment in new facilities at this time;

THEREFORE BE IT RESOLVED that no action be taken on the proposal received from the Kingston Therapeutic Nursery School for a jointly funded and operated Nursery School.

(Note: The proposal and report by the Social Services Administrator are attached hereto as Schedule "A"..

CARRIED

2. WHEREAS, on April 3, 1978, Council approved a recommendation that an Agreement be entered into with the Canadian Red Cross (Kingston Branch) for the provision of Homemaker Services for the year 1978; and

WHEREAS the appropriate rates of payment for services in such Agreement were as follows:

a) $31.20 per 8 hour day, or if less than 8 hours the sum of $3.90 per hour, with a minimum of 2 hours payment;

b) The sum of $46.80 for each period of twenty-four hours' service;

REPORTS (Cont'd)

Report No. 66 - Community Services (Cont'd)

2. (Cont'd)

c) Maximum provision for the service to be paid during 1978 to be $14,000.00; and

WHEREAS the Canadian Red Cross (Kingston Branch) has notified that an error was made in accounting, and the rates of payment given were incorrect;

THEREFORE BE IT RESOLVED that the Agreement approved by Council on April 3, 1978, with the Canadian Red Cross (Kingston Branch) for the provision of Homemaker Services during 1978 be amended as follows:

a) $34.00 per 8 hour day, or if less than 8 hours, the sum of $4.25 per hour, with a minimum of 2 hours payment;

b) The sum of $51.00 for each period of twenty-four hours' service;

it being understood that the maximum provision for the Red Cross service will remain at the approved figure of $14,000.00, during 1978.

CARRIED

3. That By-Law No. 9204, 'A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas', which was given First and Second Reading by Council on March 13, 1978 (Clause 5, Report No. 23, 1978), be given Third Reading.

CARRIED 9:5

(Mayor Keyes, Ald. French, Ald. Mackenzie, Ald. Timmins, Ald. Webb Opposed)

4. That the following resolution of the City of Kitchener, NOT be endorsed:

"*WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable bottle system, in that such a system:*

a) would use even less energy and materials, and produce less wastes than a proprietary refillable bottle system; and

b) would be preferred, over a proprietary system, by the retailers of Ontario;

It is hereby resolved that this municipality shall ask the Province:

1) to develop, with all possible haste, standard refillable soft drink bottles; and

2) to encourage and promote, to the furthest extent, the use of such bottles in Ontario."

REPORTS (Cont'd)

Report No. 66 - Community Services (Cont'd)

4. (Cont'd)

(Note: This resolution was originally recommended for endorsation, but was referred back to the Committee by Council, with the comment that the word "bottle" should be changed to "container". See following Clause 6).

CARRIED 11:3

5. WHEREAS it is in the Provincial interest to establish and promote the use of a standard refillable soft drink, container system, in that such a system:

a) would use even less energy and materials and produce less wastes than a proprietary refillable container system; and

b) would be preferred, over a proprietary system, by the retailers of Ontario;

THEREFORE BE IT RESOLVED that the City of Kingston shall ask the Province:

1) To develop, with all possible haste, standard refillable soft drink containers; and

2) To encourage and promote, to the furthest extent, the use of such containers in Ontario.

CARRIED 9:5

(Ald. Clements, Ald. French, Ald. Gorham, Ald. Timmins Opposed)

Ald. Allmark withdrew at 9:25 p.m.

6. That a By-law be authorized, pursuant to the provisions of The Municipal Act, R.S.O. 1970, C. 284, Section 363, as amended, allowing for the levying of penalties for allowing a motor vehicle to stand unattended unless it is locked in such a manner as to prevent its operation by any person not authorized by the owner, driver, or person in charge.

(Note: Fines, on conviction, to be not less than $1.00, and not more than $10.00, as laid down in The Municipal Act)

LOST 6:7

Ald. Allmark returned at 9:32 p.m.

7. WHEREAS, under the provisions of Section 363 of The Municipal Act, R.S.O. 1970, C. 284, as amended, Council may pass a By-law respecting unlocked motor vehicles; and

WHEREAS, pursuant to The Municipal Act, penalties upon conviction under such a By-Law shall be not less than $1.00 and not more than $10.00; and

WHEREAS it is the opinion of the City of Kingston that in order for such a By-law to act as an effective deterrent there should be provision for higher fines;

THEREFORE BE IT RESOLVED that the City of Kingston request the Province of Ontario to amend Section 363, of The Municipal Act, R.S.O. 1970, C. 284, as amended, to provide for increased fines upon conviction for contravention of the provisions of a By-law passed pursuant to the said Act with respect to unlocked motor vehicles; and

REPORTS (Cont'd)

Report No. 66 - Community Services (Cont'd)

7. (Cont'd)

BE IT FURTHER RESOLVED that this resolution be circulated to comparable municipalities in Ontario for adoption.

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Clause 7, Report No. 66 be amended to read as follows:

"WHEREAS pursuant to The Municipal Act, penalties upon conviction under a by-law passed under Section 363 of The Municipal Act, R.S.O. 1970, C. 284, as amended, shall be not less than $1.00 and not more than $10.00; and

WHEREAS it is the opinion of the Council of The Corporation of the City of Kingston that in order for a By-Law to act as an effective deterrent there should be provision for higher fines;

THEREFORE BE IT RESOLVED that the City of Kingston request the Province of Ontario to amend Section 363 of The Municipal Act, R.S.O. 1970, C. 284, as amended, to provide the increased fines upon conviction for contravention of the provisions of a By-Law passed pursuant to the said Section 363 of The Municipal Act.

BE IT FURTHER RESOLVED that this resolution be circulated to comparable municipalities in Ontario for adoption."

CARRIED

Ald. Clements withdrew at 9:38 p.m.

8. That, as recommended by the Gasoline Advisory Committee, a By-law be presented to Council to amend By-Law No. 1998, 'A By-Law Requiring the Closing of Gasoline Service Stations During Certain Hours', as follows:

Delete Schedules 'A', 'B' and 'C' and substitute therefor Schedule "A", as attached, to include the following changes for the 1978/79 Rotation Schedule : -

Delete from Series "A"	Frank Magee's Texaco 655 Princess Street Buy-Rite Gasoline, 243 Concession Street
Delete From Series "C"	Bruce Beckwith's Sunoco 541 Division Street
Delete from Series "D"	Brite's B.P., 877 Division Street
Delete from Series "E"	Bob Wilson's Esso 603 Montreal Street
Add to Series "C"	Brite's B.P., 877 Division Street
Add to Series "D"	Sunoco Station, 541 Division Street

REPORTS (Cont'd)

Report No. 66 - Community Services (Cont'd)

(Cont'd)

and that the proposed 1978/79 Gasoline Rotation Schedule be approved, as amended.

CARRIED

9. WHEREAS, at a meeting of Council which was held on May 8, 1978, the following motion was referred to the Community Services Committee:

"That the objection of the City of Kingston be expressed to the management of Sunnybrook Hospital over the proposed depriving the patients of the hospital of hot breakfasts and their replacement with continental breakfasts", and

WHEREAS such proposal has now been withdrawn by the management of Sunnybrook Hospital;

THEREFORE BE IT RESOLVED that no action be taken on the motion concerning breakfasts at Sunnybrook Hospital.

CARRIED

Ald. Clements returned at 9:45 p.m.

10. WHEREAS the Board of the Kingston, Frontenac and Lennox & Addington Health Unit has notified that it supports the fluoridation of all municipal water systems within its health unit boundaries; and

WHEREAS such notification does not constitute a specific request that the City of Kingston fluoridate its water supply; and

WHEREAS it is understood that elementary school children in the area are now receiving fluoride treatments regularly;

THEREFORE BE IT RESOLVED that no action be taken on the letter received from the Kingston, Frontenac and Lennox & Addington Health Unit concerning fluoridation of the water supply.

REFERRED BACK TO COMMITTEE
(See following Motion of Referral)

Moved by Ald. Breen,
Seconded by Ald. Tarnowecky,

That Clause 10, Report No. 66, be referred back to the Community Services Committee.

CARRIED

REPORTS (Cont'd)

Report No. 66 - Community Services (Cont'd)

11. WHEREAS the Tag Day By-Law provides for a maximum of two tag days per month; and

WHEREAS an application has been received from the Kingston Grenadiers to hold a tag day on Saturday, August 12, 1978;

THEREFORE BE IT RESOLVED that the request of Kingston Grenadiers to hold a tag day on August 12, 1978, be approved.

CARRIED

Respectfully Submitted,

(Signed) *J.P. Gerretsen* (Chairman)
K.W. Matthews
John Clements
Lois E. Miller

* * *

FEB 21 1978

Proposal of Therapeutic Nursery School - following meeting in Kingston at 1055 Princess St. - February 2, 1978

from Margaret Kidd

I do not presume that the following comments are accurate minutes of the meeting. They are a combination of reactions and I would like to have further reactions from others who attended the meeting.

Where we are: I presume that all present at this meeting supported Helga in her proposition of considerable merit: that in Kingston there should be a facility whereby:

1) children 'at risk' and their parents could have extra preventative services in a day care setting to further their normal progress.
2) children now in treatment at the therapeutic nursery school could have opportunity to interact with normal children (models) in a day care setting for normal children to facilitate their integration into the "normal" stream.
3) normal children in the community would attend and be integrated with children with problems. They would be participating for the same reasons that any child attends any day care--parent(s) are working, parents would like their child to have more social interaction, parents feel in the day nursery their children would benefit from further stimulation. It is presumed that these children will gain in another area; they will come to know that some children are "different" in some behaviour, but all children share some common behaviours.

The presumption is that a Centre could be established to combine these three kinds of children and their parents in the City of Kingston.

A common physical facility would -

1) enable children to move from common playrooms into individual treatment areas and vice versa
2) be more efficient from the point of view of administrative procedures
3) insure appropriate speedy changes in program for the optional benefit of the children.
4) encourage frequent consultation among the staff working with the different children.
5) physical proximity would be easier in maintaining the 'sensitive balance' required for "normalization programming".

1978

A question was raised re the integration of 'normal' children into a therapeutic setting. In Day Nurseries Branch policy deliberations re the integration of handicapped children into a normal setting--we consider the ratio of one a-typical child in every group of 10 to be appropriate.

Some thought should be given re the "therapeutic" setting as an appropriate place for normal children. How do we organize the operation so that it would be perceived by the public as primaril for the normal early childhood education of preschool children, available to those 'at risk' and in therapy also.

At the present time the therapeutic nursery are using a building on the grounds of Beechgrove Psychiatric Complex. Could other space be made available here? Would this be desirable?

What are the possibilities?

1. Helga Mueller will review and up-date the budget she has submitted with her proposal.
2. Re Day Nurseries Branch funding:
    - a) we have no capital funds at the present
    - b) we have limited operational funds, thus it is essential that we priorize the use of these funds.

The Therapeutic Nursery (Director and Board) have presented an excellent proposal: who else in the community would support this proposal AHEAD OF OTHER PROJECTS? (Queen's Day Care) (St. Lawrence College) hav been approached, but do not seem - enthusiastic. Could they be approached in any other manner which would facilitate their participation in a joint project? Or is a joint project not feasible? The Day Nurseries service of the City of Kingston are concerned at the present time to improve the quality of their own service. They see a need for day care in the future in the west end of the city. They might consider funding another purchase of service agency in 1979 but see no possibility of funds for building or renovating. Could these possibilities be exploited?

Has any other Children's Centre been approached? Who would do such advocacy? The agency deserving service?

What is the role of the mental health complement in children's services in this project? They can provide operational funds for the therapeutic nursery. Have they any money for building /or renovation?

Possible Organization:

One Co-ordinator (under a Board of Directors)
or Director with community representatio

E.C.E.
Supervisor

Supervisor of
therapeutic
services

C.G. H. Mueller

Report No. 66 - Community Services (Cont'd)

May 23rd, 1978.

TO: COMMITTEE ON COMMUNITY SERVICES.

FROM: S. H. ROUTBARD

RE: INTEGRATED DAY CARE SERVICE.

A tentative proposal has been suggested by the Kingston Therapeutic Nursery School as follows:

That the Social Services Department, City of Kingston, join with their organization in building a Day Care Centre.

1. This venture would be built on the grounds at Penrose, and capital funding would be shared between themselves and the City.

2. That the building would be about 7,000 square feet and accommodate 30 normal children and 15 special needs children.

3. The normal children would be administered by the Corporation, and the special needs children by the Therapeutic Nursery School. This would therefore be a joint venture with integration in mind.

4. The approximate costs for capital only is estimated at $325,000.00, the property value being about $45,000.00 which is included in this estimate.

   Building capital to approved corporations is 50% subsidized, therefore the City's share would be half of their building share, which is in the vicinity of $75,000.00. This is a conservative estimate. Furnishings and operating costs are still 80% subsidized.

5. Most accomodations on the premises would be shared, such as staff rooms, washrooms, kitchen & offices, except playrooms which would be separate for normal and special needs children. Integration would take place gradually when deemed in order. Teaching staff and payrolls would be separate as individual administrative costs.

6. The advantages would be that the capital costs to the city for building is much less, and overhead such as operating costs would be shared. Although the special needs children are less in numbers than the normal care children, more per square foot area is necessary, therefore the area for 15 children would equal the area for 30 children.

7. The following brief explains some of the advantages for the participants:

   A) Children "at risk" and their parents could have extra preventative services in a day care setting to further their normal progress.

   B) children now in treatment at the therapeutic nursery school could have opportunity to interact with normal children (models) in a day care setting for normal children to facilitate their integration into the "normal" stream.

C) normal children in the community would attend and be integrated with children with problems. They would be participating for the same reasons that any child attends any day care--parent (s) are working, parents would like their child to have more social interaction, parents feel in the day nursery their children would benefit from further stimulation. It is presumed that these children will gain in another area: they will come to know that some children are "different" in some behaviour, but all children share some common behaviours.

The presumption is that a Centre could be established to combine these three kinds of children and their parents in the City of Kingston.

A common physical facility would -

1) enable children to move from common playrooms into individual treatment areas and vice versa

2) be more efficient from the point of view of administrative proced

3) insure appropriate speedy changes in program for the optional ben of the children.

4) encourage frequent consultation among the staff working with the different children.

5) physical proximity would be easier in maintaining the "sensitive balance" required for "normalization programming".

There are areas to be considered however and these are:

1. The need for a Day Care Centre in the West end at this time.

2. The future possibility of a municipally operated Day Care Centre in the West end, such as 440 King Street, West, that might be available in four years time.

3. The availability of funds by the City to expend upwards of $75,000 for this venture in 1979.

4. The desireability of the municipality to enter into a joint ventur of this nature.

5. The feasability of a smooth administration system of this type.

6. That the joint project would have to be completed by March 31st, 1979, which is the Provincial Governments fiscal year.

SCHEDULE "A"

LIST OF SERVICE STATIONS THAT ARE AUTHORIZED TO OFFER EXTENDED HOURS (7:00 a.m. TO 10:00 p.m. SUNDAY THROUGH TO SATURDAY) AND THE ROTATION SCHEDULE UNDER WHICH THEY WILL BE OPEN FOR THE PERIOD FROM JUNE 5, 1977 TO JUNE 24, 1978

SERIES "A"

Edward's Drive-Ur-Self
(Kingston) Ltd. (Shell),
601 Princess St.

S Bob Hutchison's Supertest,
314 Montreal Street

Buy Rite Gasoline Co. Ltd.,
243 Concession Street

Rickaby's Shell,
753 King St. West

** Frank Magee's Texaco,
655 Princess Street

S Reid's Esso,
1185 Division Street

ES Princess Automotive,
311 Bath Road.

Save-Way Gas
783-785 Division St.

SERIES "B"

Buy Rite Gasoline Co. Ltd.
1550 Princess St.

Imperial Esso & Car Wash,
914 Princess St.

** ES Alf. Park's West End Gulf,
768 Princess Street

ES Gene Pelow's Texaco,
351 Montreal Street

ES Kingsway B.P.,
887 Division Street

F.C. Clancy's Shell,
1121 Montreal Street

Tony Overvelde Fina,
704 King Street West

Ontario/Queen Shell,
285 Ontario Street

SERIES "C"

ES B. Beckwith Sunoco,
541 Division Street.

ES John Garrah's Shell,
677 Princess St.

Buy Rite Gasoline Co. Ltd.
Queen & Barrie Streets

Lorne Whitaker's Wash,
77 Concession Street

Bob Greenwood's Fina,
1390 Princess Street

** Bob Moon's Car Wash,
834 Princess Street

Ed Wright's Gulf & U-Haul,
1181 Princess Street

Econo Service Station,
555 Princess Street.

SERIES "D"

Brite's B.P.
877 Division Street

Norm Argue Esso,
282 Ontario Street

Buy Rite Gasoline Co. Ltd.
863 Princess Street

E Petersen's B.P.
451 Division Street

** Canadian Tire Corporation
Bath Road at Princess Street

Buy Rite Gasoline Co. Ltd.
5 Cataraqui Street

** Self-Serve Gas Bar (Gulf)
429 Princess Street

Sunoco Self-Serve,
630 Princess Street

B & B Fina,
1100 Montreal Street

SERIES "E"

Buy Rite Gasoline Co. Ltd.,
785 Montreal Street

S Wes Reid Esso,
480 Princess Street

401 & Division Shellwash,
1213 Division Street

Pioneer Petroleum,
1006 Princess St.

** Frank & Henry's Gulf,
56 Bath Road.

Wilson's Esso,
603 Montreal Street

Goodyear Service Store (Shell)
145 Clergy Street

ES Queen & Bagot Service Centre
and Car Wash Ltd. (Texaco)
326 Bagot Street

BP Service Station,
1129 Princess Street

****

** OPEN 24 HOURS

E WILL DO MINOR REPAIRS DURING EVENINGS

S WILL DO MINOR REPAIRS ON SUNDAYS

****

ROTATION SCHEDULE

THE LETTER BESIDE THE BEGINNING OF EACH WEEK INDICATES WHICH PARTICULAR SERIES OF SERVICE STATIONS OFFERING EXTENDED HOURS ARE AUTHORIZED TO REMAIN OPEN DURING THAT WEEK

JUNE 1977

SERIES	S	M	T	W	T	F	S
E				1	2	3	4
A	5	6	7	8	9	10	11
B	12	13	14	15	16	17	18
C	19	20	21	22	23	24	25
D	26	27	28	29	30		

JULY 1977

SERIES	S	M	T	W	T	F	S
D						1	2
E	3	4	5	6	7	8	9
A	10	11	12	13	14	15	16
B	17	18	19	20	21	22	23
C	24	25	26	27	28	29	30
D	31						

AUGUST 1977

SERIES	S	M	T	W	T	F	S
D		1	2	3	4	5	6
E	7	8	9	10	11	12	13
A	14	15	16	17	18	19	20
B	21	22	23	24	25	26	27
C	28	29	30	31			

SEPTEMBER 1977

SERIES	S	M	T	W	T	F	S
C					1	2	3
D	4	5	6	7	8	9	10
E	11	12	13	14	15	16	17
A	18	19	20	21	22	23	24
B	25	26	27	28	29	30	

OCTOBER 1977

SERIES	S	M	T	W	T	F	S
B							1
C	2	3	4	5	6	7	8
D	9	10	11	12	13	14	15
E	16	17	18	19	20	21	22
A	23	24	25	26	27	28	29
B	30	31					

NOVEMBER 1977

SERIES	S	M	T	W	T	F	S
B			1	2	3	4	5
C	6	7	8	9	10	11	12
D	13	14	15	16	17	18	19
E	20	21	22	23	24	25	26
A	27	28	29	30			

DECEMBER 1977

SERIES	S	M	T	W	T	F	S
A					1	2	3
B	4	5	6	7	8	9	10
C	11	12	13	14	15	16	17
D	18	19	20	21	22	23	24
E	25	26	27	28	29	30	31

JANUARY 1978

SERIES	S	M	T	W	T	F	S
A	1	2	3	4	5	6	7
B	8	9	10	11	12	13	14
C	15	16	17	18	19	20	21
D	22	23	24	25	26	27	28
E	29	30	31				

FEBRUARY 1978

SERIES	S	M	T	W	T	F	S
E				1	2	3	4
A	5	6	7	8	9	10	11
B	12	13	14	15	16	17	18
C	19	20	21	22	23	24	25
D	26	27	28				

MARCH 1978

SERIES	S	M	T	W	T	F	S
D				1	2	3	4
E	5	6	7	8	9	10	11
A	12	13	14	15	16	17	18
B	19	20	21	22	23	24	25
C	26	27	28	29	30	31	

APRIL 1978

SERIES	S	M	T	W	T	F	S
C							1

MAY 1978

SERIES	S	M	T	W	T	F	S
C		1	2	3	4	5	6

JUNE 1978

SERIES	S	M	T	W	T	F	S
B					1	2	3
C	4	5	6	7	8	9	10

NOTE: SERVICE STATIONS WITH AUTHORIZATION TO REMAIN OPEN PAST NORMAL OPERATING HOURS ARE NOT REQUIRED TO DO SO AND MAY NOT NECESSARILY BE OPEN.

REPORTS (Cont'd)

Ald. Breen presented Report No. 67 of the Public Works Committee as follows:

Moved by Ald. Breen,
Seconded by Ald. Allmark,

That Report No. 67 of the Public Works Committee be received and adopted clause by clause.

Report No. 67

June 19, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That since sufficiently signed petitions have been received by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

a) Reconstruction of concrete sidewalk, on the west side of Division St from 2' north of Pine to Stanley St

Total estimated cost	$ 4,200.00
Owners' share	1,439.73
Corporation's share	2,033.47
Anticipated MTC subsidy	726.80
Debenture amount	3,473.20

b) Reconstruction of concrete sidewalk on west side of Rideau St from 61'.8 south of Bay St northerly 190'

Total estimated cost	$ 4,550.00
Owners' share	2,077.00
Corporation's share	1,773.49
Anticipated MTC subsidy	699,51
Debenture amount	3,850.49

c) Construction of a concrete sidewalk on the west side of Queen Mary Rd from Bath Rd to south curb of channelized entrances

Total estimated cost	$ 2,700.00
Owners' share	2,266.23
Corporation's share	433.77
Debenture amount	2,700.00

Note - Developer will pay Corporation's share by Agreement.

REPORTS (Cont'd)

Report No. 67 - Public Works (Cont'd)

1. (Cont'd)

d) Construction of a 12" diameter watermain (owner assessed for 8") in Queen Mary Rd., west side, from Bath Rd northerly 300' including one service.

Total estimated cost	$ 39,569.00
Owners' share	18,941.02
Corporation's share	20,627.98
Debenture amount	18,941.02

Note - The Public Utilities Commission approved the project subject to satisfactory assurance being received that the 1' reserve held by The Grenville Park Housing Association Ltd has been released to the City. The City owns part of the 1' reserve and should own the balance before construction starts.

e) Construction of a 40' wide asphalt pavement in Queen Mary Rd from Bath Rd northerly 180' incorporating the existing pavement in the work including curb, gutter and boulevard

Total estimated cost	$12,000.00
Owners' share	8,629.86
Corporation's share	3,370.14
Debenture amount	12,000.00

Note - The Developer will pay the Corporation's share by agreement.

CARRIED

Respectfully submitted,

(Signed) *B.E. Breen* (Chairman)
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Ald. Gorham presented Report No. 68 of the Parks & Recreation Committee as follows:

Council consented to the addition of Clause 4.

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 68 of the Parks & Recreation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 68 - Parks & Recreation (Cont'd)

Report No.68

June 15, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That Schedule "M" to By-law No. 19 - A By-law To Provide For the Regulation Use Of Parks And Recreational Facilites Of The Corporation - be rescinded and the following new Schedule "M" be substituted therefor -

Schedule "M"

Rates for Use of Artillery Park Swimming Pool

Recreational Swims	Rate	
(a) General Recreational Swims	Child	- 30¢
	Adult	- 70¢
	Senior Citizen	- 50¢
(b) Family Recreational Swims	Child	- 25¢
	Adult	- 35¢
	Family	- $1.00 maximum
(c) Package Recreational Swims (20 swims - Senior Citizens and Adults 25 swims - Children)	Child	- $5.00
	Adult	-$10.00
	Senior Citizen	- $7.00
(d) Hourly Rental Rate	$12.00 per hour plus supervision as required will be charged per lifeguard required times number of hours, (over and above flat $12.00 rate)	

Note The existing Schedule of Rates was designed for the operation of an outdoor seasonal pool and the new Schedule of Rates has been designed to relate to an indoor pool operation on a twelve month basis. The new Schedule will not reduce the amount of recreational swimming nor will it tie the operating staff to set times for certain types of swimming which the existing Schedule does.

CARRIED

REPORTS (Cont'd)

Report No. 68 - Parks & Recreation (Cont'd)

2. That By-law No.19 - A By-law To Provide For the Regulation Use Of Parks And Recreational Facilities Of The Corporation - be amended to include the following Schedule "N" -

Schedule "N"

Rates for Use of the Cataraqui Park Tennis Courts

Seniors - singles - $1.00 per hour
- doubles - $1.50 per hour

Junios - singles - $ .50 per hour (18 years of age on May 1 of current year)
- doubles - $ .75 per hour

CARRIED AS AMENDED
(See following Motion of Amendment)

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Clause 2, Report No. 68 be amended as follows:

a) to provide for the following fees:

Seniors - singles - $1.00 per person per hour
- doubles - .75 per person per hour

Juniors - singles - $ .50 per person per hour (18 years of age and under on May 1 of current year)
- doubles - .40 per person per hour

b) that the hours for juniors be restricted.

CARRIED
(See Motion of Referral and Recorded Vote)

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the hours of operation for juniors be referred back to the Parks and Recreation Committee for a recommendation.

CARRIED

Ald. Webb requested a recorded vote on the Motion to Amend Clause 2, Report No. 68, which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins (12)

NAYS: Ald. Gorham, Ald. Webb (2)

REPORTS (Cont'd)

Report No. 68 - Parks & Recreation (Cont'd)

Ald. Tarnowecky withdrew at 10:35 p.m. and returned at 10.40 p.m.

3. That the 330.3 meter dust surface speed skating track to be constructed for the Ontario Winter Games be located around the soccer field in the the south-west section of McCullough Park immediately north of the Polson Park Field House and School Grounds as shown on the McCullough Park Land Use Plan dated June 1978.

CARRIED

Ald. Webb declared a possible conflict of Interest in Clause 4 and abstained from voting.

4. That notwithstanding the provisions of By-Law No. 21 - "A By-Law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber" - The Kingston Historic Theatre Project be permitted to use Memorial Hall at no charge for public performances of their summer theatre project during the period July 10 to 15, 1978 from 12 o'clock Noon to 1 p.m., with some short time allowed beforehand to set up and admit the audience, and afterwards to pack up their effects, with the understanding that there will be no charge made for admission to the Hall.

CARRIED

Respectfully Submitted

(Signed) M.B. Gorham (Chairman)
Grant Timmins
John Clements
T.D. French
G. Webb

* * *

Ald. Mackenzie presented Report No. 69 of the Finance and Accounts Committee as follows:

Council consented to the addition, at the end of Clause 9, of the words "Ald. Mackenzie Opposed".

Council further consented to the withdrawal of Clause 24.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 69 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

REPORT NO. 69

To the Mayor and Aldermen: June 21, 1978.

The Finance and Accounts Committee reports and recommends as follows:

Ald. French abstained from voting on Clause 1.

1. That List of Accounts No. 5 dated May, 1978, in the amount of $4,342,578.79 be approved.

   (Note: A copy of the list was distributed to all members of Council.)

   CARRIED
   (Ald. French Abstained)

2. That, as recommended by the City Treasurer, pursuant to Section 636A of The Municipal Act, the applications of persons and firms listed on the attached Schedule "A" for cancellation or refund of commercial, residential and business taxes levied, be approved in the total amount of $243.45.

   CARRIED

3. That the account of Brian Arnott Associates in the amount of $875. being fees for the third instalment of Part II of the Grand Theatre Feasibility Study be approved for payment.

   CARRIED

4. That, as tenders for the debenture issue will close at 12 noon, June 28, 1978, and as the quotations received are only firm until 10 a.m., June 29, 1978; that as recommended by the City Treasurer, a clause be presented to Council to authorize the Mayor and Treasurer to accept the highest tender to be ratified by Council.

   CARRIED

5.a) That the following persons be appointed to the Downtown Core Committee for a term ending November 30, 1979:

Mrs. Nancy Cutway, 506 Johnson Street
Mrs. Kaaren Brown, 162 Queen Mary Road
Mrs. Helen C. Cooper, 431 Albert Street

b) And further that Ald. Lois Miller and Ald. G. Webb be appointed as the City's Representatives.

CARRIED

6. That no action be taken on the following resolution of the City of Sarnia:

> *"WHEREAS the Ontario Legislature amended the Highway Traffic Act to provide, by Section 120a, (S.O. 1976 C. 37 Sec 17) that School Crossing Guards, if employed, are to be employed by the municipality itself,*
>
> *AND WHEREAS there is no obligation or even apparent direct authority for a municipality to employ School Crossing Guards,*

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

6. (Cont'd)

> *AND WHEREAS Boards of Education are now required to provide transportation of students to schools as may be required under the regulation(s) thus establishing the responsibility of the Boards for the safe arrival of a large proportion of students at schools,*
>
> *AND WHEREAS all urban and rural ratepayers pay school taxes which include the cost of bussing students, primarily from rural areas,*
>
> *AND WHEREAS it is inequitable that ratepayers domiciled in urban areas should pay without benefit, through school taxes, towards the enormous rural bussing costs and, in addition, be required to pay the full cost of school crossing guards through municipal taxation,*
>
> *AND WHEREAS it is believed that all costs related to students should rightfully be a charge to Boards of Education,*
>
> *AND WHEREAS the costs related to crossing guards are also student related costs,*
>
> *AND WHEREAS Boards of Education with knowledge of the residence of their students, numbers, ages, concentrations and school closing times are in a much better position to decide if, when and where school crossing guards are necessary.*
>
> *THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend its legislation to clearly provide that the responsibility for employing, deploying and paying the cost of school crossing guards, as may be required, shall be the responsibility of Boards of Education."*

CARRIED

Ald. Tarnowecky withdrew at 10:45 p.m.

7. That the following resolution of the Town of Walden be endorsed:

> *"WHEREAS taxes allocated to the support of Education have risen dramatically in the past few years,*
>
> *AND WHEREAS such taxes are collected by and reflect on the local municipality collecting such taxes.*
>
> *BE IT RESOLVED that the Town of Walden petition the Ontario Government to amend taxing legislation to require all School Boards to submit their proposed budgets to the local municipality concerned, prior to approval thereof, for the endorsation of such approval, and failing such endorsation, proper appeal procedures be incorporated to protect the municipality from tax increases."*

CARRIED

Ald. Tarnowecky returned at 10:50 p.m.

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

8. That no action be taken on the following resolution of the Town of Stoney Creek:

> "*WHEREAS on the 10th day of May, 1978, a Review Commission appointed by the Province of Ontario delivered to the Treasurer of Ontario a Report of a Review of the Government of the Regional Municipality of Hamilton-Wentworth, which totally disregarded the facts of evidence placed before it at its hearings by the Municipalities of Ancaster, Dundas, Glanbrook, Falmborough and Stoney Creek, and the evidence and research conclusions arrived at by its own consultants, and*
>
> *WHEREAS the Hamilton-Wentworth Review Commission proposed a totally new system of local government, rather than conduct a review of the present system, by recommending the creation of one large city comprising all the municipalities of the Regional Municipality of Hamilton-Wentworth, and*
>
> *WHEREAS the creation of such a city would abolish all the historic communities in the Regional Municipality of Hamilton-Wentworth, and would extinguish the flame of local autonomy and democracy, and*
>
> *WHEREAS the ancestors of many of our citizens endured great hardships in past centuries so that they might live in freedom, and*
>
> *WHEREAS the proposed abolition of our citizens' freedom to control their local affairs is completely at variance with all the rights won throughout the centuries, and*
>
> *WHEREAS this proposed one large city could become the model for a one-tier city in your area which would mean the abolition of your municipality*
>
> *NOW THEREFORE, the Councils of the Towns of Ancaster, Dundas, Stoney Creek, and the Townships of Glanbrook and Flamborough, do hereby reject the recommendations of the said Review Commission which would destroy the freedom of our citizens to control their local affairs through a democratically elected Council, and we do hereby call upon your Council to voice in the strongest terms your objections to such proposals by writing to -*
>
> *The Premier of Ontario*
> *The Treasurer of Ontario*
> *Dr. Stuart Smith, Leader of the Liberal Party*
> *Michael Cassidy, Leader of the New Democratic Party and your own member of the Legislature."*

CARRIED
(Ald. Tarnowecky Opposed)

9. Whereas at the meeting of City Council held on June 12, 1978, Clause 1, Report No. 64, as amended, was referred back to the Finance Committee;

And Whereas this matter was reconsidered at the meeting of the Finance Committee on June 21, 1978;

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

9. (Cont'd)

Therefore be it Resolved that the following resolution be approved:

> "Whereas the Finance Committee has considered the following resolution from the Public Works Committee:
>
> > *"That effective June 1, 1978, all Public Works Department vehicles, except the one used by the Duty Foreman, shall not be used for transportation to and from the employees' home and that it be recommended to the Finance Committee that the above policy be endorsed and that they request the other committees of Council to consider adopting this policy."*
>
> And Whereas at the Finance Meeting on May 17, 1978, the Commissioner of Works, the Deputy City Engineer and the President of the Foremen's Association reported that:
>
> a) The present system of permitting certain employees (in addition to the Duty Foreman) to take city vehicles home at night has not been abused.
>
> b) That prompter service outside of normal working hours to the public, especially in snow emergencies, without any overtime charge, has been provided as a result of the present system.
>
> c) That damage to city vehicles stored at the City Yard and the Hanson Memorial parking garage by vandals has been substantial; but there has been no damage to city vehicles taken home.
>
> d) That after calculating the cost of the trips at nineteen cents a mile - an estimated $4,000 is far outweighed by the more efficient service the citizens receive;
>
> Therefore be it resolved that the present policy of permitting the following employees to use City vehicles for transportation to and from their homes be re-affirmed with the understanding that any additional use of vehicle privileges to any employee or any of the positions listed below, shall be subject to the recommendation of the Finance Committee, and that the names of all employees authorized to use City vehicles for transportation to and from their homes be kept on file in the office of the clerk-comptroller:

POSITION	DEPARTMENT	NUMBER OF VEHICLES
Deputy City Engineer	Public Works	1
Director, Sewer Design & Construction	"	1
2 Technologists	"	2
1 Superintendent	"	1
1 Assistant Superintendent	"	1
4 Foremen	"	4
Technician III	"	2

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

9. (Cont'd)

*Youth Centre Co-Ordinator	Parks & Recreation	1
General Foreman	"	1
Foreman - Forestry & Weed Control	"	1
Foreman - Maintenance & Construction	"	1
*Facility Foreman	"	1
*Assistant Administrator	Traffic & Streets	1

*(Note: *Facility Foreman - Vehicle parked overnight on City Property - Golf Course.*

Youth Centre Co-Ordinator - Vehicle parked overnight on City Property - Rodden Park

Assistant Administrator - Vehicle parked overnight at Palace Road Firehall.)

CARRIED 10:4

(Ald. Clements, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews Opposed)

(See following Motions of Amendment)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That no vehicles be permitted to be taken home outside of the City limits excluding the Duty Foreman.

LOST 2:12

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That an amount of $40. a month be paid by the personnel using City vehicles within the City, excluding the Duty Foreman.

LOST 2:12

(See following Amendment)

Moved by Ald. Gerretsen,
Seconded by Ald. Allmark,

That the above motion be amended to provide the amount of $20. per month be paid by personnel using City vehicles within the City excluding the Duty Foreman.

LOST 5:9

(See Recorded Vote)

Ald. Gerretsen requested a recorded vote on the Motion of Ald. Gerretsen and Ald. Allmark, which was as follows:

YEAS: Ald. Allmark, Ald. French, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie. (5)

NAYS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. Gorham, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (9)

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

9. (Cont'd)

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That the amount of $50. per month be paid by the personnel using City vehicles outside the City, excluding the Duty Foreman.

LOST 2:12

Ald. Breen withdrew at 11.30 p.m. and returned at 11:34 p.m.

10. Whereas the Cataraqui Region Conservation Authority has requested the comments of the City on an application for a fill permit by Rollins, Maurice X. Construction Limited, for Part of Lots 16 and 17, Concession II, City of Kingston (South East Corner of Princess Street and the Parkway);

And Whereas it is urgent for the Authority to deal with this permit by June 30th, 1978;

Therefore be it Resolved that, as recommended by the Clerk-Comptroller, authority be delegated to the City of Kingston Planning Board to recommend to the Conservation Authority directly from their meeting on June 27th, 1978.

CARRIED 13:1
(Ald. Webb Opposed)

11. That, as recommended by the Kingston Public Library Board, the following accounts be approved for payment or reimbursement to the Library Board for payment:

1. Margaret Hughes - $676. (To come from Wintario Grant for the Handicapped.)

2. Simpsons Contract Division - $2,120.40. (To come from Wintario Grant for the Handicappe

CARRIED

12. That, as requested by the Public Library Board, approval be granted for the purchase of extra items in the amount of $13,637.21., leaving a balance of $894.48 to provide for future expenses.

A copy of the detail of these items is set forth on schedules E1, E2A, E2B, E3A, and E3B, which were distributed to members of Council.

(Ald. Matthews Oppose
CARRIED

13. That no action be taken on the following resolution:

Moved by Ald. French,
Seconded by Ald. Mackenzie,

That commencing with the Second Council Meeting in June, "Unfinished Business" be suspended until after the next municipal election.

CARRIED
(Ald. Clements, Ald. French, Ald. Hawkins, Ald. Mackenzi
(See following Motion of Amendment Which was Ruled Out of Order)

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

13. (Cont'd)

Moved by Ald. French,
Seconded by Ald. Breen,

That Unfinished Business precede adjournment instead of By-Laws on the Council Agenda.

14. That a Licence for an inadvertent encroachment be granted to Spindex Corporation Limited for a portion of Princess Street, 6' by 66.62', more or less, for a minimum period of ten years, and thence on a yearly basis, unless either party gives the other party six months notice of termination, at a yearly licence fee of $100. and payment of the cost of the Letter of Opinion.

CARRIED

15. That the account of B. Arnott Associates in the amount of $275.38 for travel and out-of-pocket expenses for Parts I & II of the Grand Theatre Feasibility Study, be approved for payment.

(Note: Part I - maximum travel expenses $280.
Part II - maximum travel expenses $490.)

CARRIED

16. That an agreement be entered into with Dr. H. Campbell, Home Physician, for provision of medical services at Rideaucrest Home to contain the following conditions:

a) that the Physician be paid an additional $200 per month;

b) that the services to be provided, are as outlined in the Homes for the Aged and Rest Homes Act R.S.O. 1970, as amended, and as detailed in the regulations thereunder.

And further that the amount of $1,200. be transferred from Finance Contingencies to the Rideaucrest Home Budget.

(Note: The Physician already receives $1.30 for administration and $2.15 for medical care and this will continue.

Because municipalities cannot increase this rate (which is laid down by the Ministry of Community and Social Services) and the Ministry has resisted attempts to have these rates raised over the past ten years. This is the only way that an additional sum can be paid to the Physician.

This Agreement has been approved by the City Solicitor.)

CARRIED

17. That, as recommended by the Community Services Committee, no further action be taken on the matter of tax concessions for senior citizens at this time, it being noted that the provincial government provides, through its programs, several types of grants for senior citizens.

(Ald. Breen Opposed)

CARRIED

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

18. That, as requested by the Public Works Committee, since several sidewalks in Contract 771W with J. Sousa Contractor Limited, were carried over for construction in 1978, and the contract completion date was extended to June 15, 1978; and since all of the sidewalks carried over have not been constructed because it was decided that other related construction projects should be completed first, the contract be further amended to extend the completion date to September 30, 1978.

CARRIED

19. That, as recommended by the Public Works Committee, a By-Law be presented to authorize the construction of a 32' wide asphalt pavement on Concession Street from Division to Alfred Street, including curb and gutter on the north side and concrete sidewalk on the south side from 81.2' east of Alfred Street to Division Street, as a charge to the general tax rate:

Total estimated cost	$65,000.
Corporation's share	35,700.
Anticipated MTC subsidy	29,300.
Debenture amount	35,700.
Funds available in Capital Budget	24,000.
Funds required	11,700.

and that the 1978 Capital Budget be amended by transferring $11,700. from Local Improvements - Storm Sewer - Montreal Street to General Rate Projects - Pavement Reconstruction - Concession Street.

(Note: Mr. K. Linseman, Traffic & Streets Administrator, is in agreement with the proposed 32' width.)

CARRIED

20. That, as recommended by the Public Works Committee, the following changes in the organization of the engineering section of the Public Works Department be approved:

a) Transfer vacant Technician III position from Road Section to Sewer Section with the incumbent to supervise road projects. This change recognizes the fact that most of the City's contracts now include all services.

b) Technician II position in the Sewer Section to be inactive as a result of a Technician III position being added to the Section.

c) Technical Assistant position in Sewer Section to be deleted and a position of Technician I added because a training position is no longer required in view of requirement to call in employees on lay-off.

(Note: *The above changes will mean that the Engineering Section will have one less employee and no additional funds will be required to implement the changes.)*

CARRIED

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

21. That the Memorandum of Settlement between the City of Kingston and the Kingston Professional Firefighters' Association, Local 498, I.A.F.F., a copy of which was distributed to all members of Council, and copies of which are on file in the office of the Clerk-Comptroller, be approved.

(Note: The Firefighters have agreed to the deletion of the words "Retirement Gift" contained in the Memorandum of Settlement.)

CARRIED

22. That a Licence Agreement be entered into with the International Hockey Hall of Fame and Museum Incorporated and the Kingston and District Agricultural Society to contain the following conditions:

a) The Society shall have the right to use the kitchen storage in the area of the Hockey Hall of Fame building shown on a sketch attached to the agreement as Schedule "A".

b) The term of the Agreement shall be from July 15, 1978, to July 25, 1978.

c) The Society shall, on the termination of the licence, remove all its merchandise, fixtures and other property from the premises and leave the licence space in clean and good order.

d) The Society shall use the Licence space for the preparation of and storage of food and foodstuffs for the dinner tent at the Fall Fair.

e) The Licence fee shall be $ 1.00.

(Note: Mr. P. Radley Solicitor, agrees to include all the conditions contained in the Kingston & District Agricultural Society Letter of June 7, 1978, in the Licence Agreement.

The Clerk-Comptroller has been unable to reach Mrs. Joyce.)

CARRIED

23. WHEREAS the week of June 21 to July 2, 1978 has been proclaimed Canada Week Kingston 1978;

AND WHEREAS many activities have been planned by the Canada Week Committee for this week;

AND WHEREAS Prince Albert, Saskatchewan, has been twinned with the City of Kingston with regard to Canada Week celebrations;

THEREFORE BE IT RESOLVED that Wednesday, June 28, 1978, be proclaimed as Prince Albert Day in the City of Kingston.

CARRIED

24. That Mr. H.V. Casson of 231 Main Street, Barriefield, be appointed to the Local Architectural Conservation Advisory Committee for a period ending December 31, 1978 to replace Mr. R. Smallian.

WITHDRAWN

REPORTS (Cont'd)

Report No. 69 - Finance & Accounts (Cont'd)

Respectfully Submitted

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *

SCHEDULE "A"

TAX ADJUSTMENTS UNDER SECTION 636a
OF THE MUNICIPAL ACT R.S.O. 1970
MARCH, 1978

Roll Number	Applicant	Address Appealed	# Mos.	B R C	Explanation	General	Garbage	Public School	Sep. School	Sec. School	D.T. Levy	Loc. Improv.
010 140 00500 0000 000F	Bk. of Commerce	256 Bagot	5	C-R	Vacated	82.15		21.18		21.18		
070 100 03700 0000 000G	Freda Kerr	41 Cartwright	12	R	Rem. Garage	5.90	.62	2.42		2.40		
040 020 01800 0010 001A	Donald Colette	70 Cataraqui	5	B	Relocated	65.17		21.31		21.12		
						153.22	.62	44.91		44.70		

		Refunds		Cancellation	
		Public	Separate	Public	Separate
010 140 00500 0000 000F	Bk. of Commerce	124.51			
070 100 03700 0000 000G	Freda Kerr	11.34			
040 020 01800 0010 001A	Donald Colette			107.60	
		135.85		107.60	

REPORTS (Cont'd)

Council consented to the addition of Report No. 70 of the Transportation Committee which had not appeared on the Agenda.

Ald. Tarnowecky presented Report No. 70 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 70 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 70

To The Mayor and Aldermen June 26th, 1978

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-Law 10, Ontario Street be closed to vehicular traffic between Brock Street and Market Street on Tuesday, June 27th, 1978, between the hours of 7:00 p.m. and 7:30 p.m. when there will be a display by the Fort Henry Guard and a Vimy Band Concert, forming part of the Canada Week festivities.

CARRIED

2. That, notwithstanding the provisions of By-Law 10, Ontario Street be closed to vehicular traffic between Brock Street and Market Street on Friday, June 30th, 1978, between the hours of 7:00 p.m. and 1:00 a.m. when a concert and street dance will take place, forming part of the Canada Week festivities.

CARRIED

Respectfully Submitted

(Signed) *V. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

UNFINISHED BUSINESS

Ald. Clements said that this is Unfinished Business of a true character. He had received many calls from residents in the Brock Street and Barrie Street area re the condition of the Ramada Inn property. As of June 21, a Notice of Non-Compliance was sent with regard to the rubbish, debris, garbage and trees on the west side of the property. He appreciated the assistance of Mr. T. Beltrami, Property Standards Officer, who had worked on this situation. He hoped that upon re-inspection it is found that the residents in the area have a more beautiful area to look at.

UNFINISHED BUSINESS (Cont'd)

Ald. Gorham said that one Alderman who had sat on Council had taken a scythe to it himself.

Ald. Webb said that he had received a letter regarding conditions around Providence Manor from people who have a relative in Providence Manor. They are complaining about the sidewalk and said many people were injured. He would like a written report on this from the Public Works Committee.

Ald. Breen said that he had received a copy of the letter and had turned it over to the Department and that there will be a written reply.

* * *

BY-LAWS

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 3 and 5 to 12 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 13 and 14 their Third Reading.

CARRIED

Ald. Webb withdrew at 11:55 p.m.

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 13 to 41 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9285)
Clause 1, Report No. 65, 1978
(Ald. Breen, Ald. Hawkins, Ald. Matthews Opposed)

(2) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 96 - Northwest corner of Concession and Connaught Streets)

(FIRST & SECOND READINGS) (PROPOSED NO. 9286)
Clause 6 a, Report No. 65, 1978
(Ald. Matthews Opposed)

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the Northwest Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential)).

(FIRST & SECOND READINGS) (PROPOSED NO. 9287)
Clause 6 b, Report No. 65, 1978

BY-LAWS (Cont'd)

(4) A By-Law to Authorize the Levy of Penalties for Allowing a Motor Vehicle to Stand Unattended Unless it is Locked In Such a Manner as to Prevent its Operation by Any Person Not Authorized by the Owner, Driver, or Person in Charge. (Pursuant to the Provisions of the Municipal Act. R.S.O. 1970, C.284, Section 363).

(FIRST & SECOND READINGS) (PROPOSED NO. 9288)
Clause 6, Report No. 66, 1978

WITHDRAWN

(5) A By-Law to Amend By-Law No. 1998, "A By-Law to Require The Closing of Gasoline Service Stations During Certain Hours" (New 1978-79 Rotation Schedules)

(FIRST & SECOND READINGS) (PROPOSED NO. 9289)
Clause 8, Report No. 66, 1978

(6) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Division Street from 2 feet north of Pine to Stanley Street Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9290)
Clause 1 a, Report No. 67, 1978

(7) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on West Side of Rideau Street from 61'.8 South of Bay Street Northerly 190' Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9291)
Clause 1 b, Report No. 67, 1978

(8) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side of Queen Mary Road from Bath Road to South Curb of Channelized Entrances Under the Provisions of Section 7 of The Local Improvement Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9292)
Clause 1 c, Report No. 67, 1978

(9) A By-Law to Authorize the Construction of a 12" Diameter Watermain in Queen Mary Road, West Side, From Bath Road Northerly 300' Including One Service Under the Provisions of Section 7 of the Local Improvements Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9293)
Clause 1 d, Report No. 67, 1978

(10) A By-Law to Authorize the Construction of a 40' Wide Asphalt Pavement in Queen Mary Road from Bath Road Northerly 180' Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard Under the Provisions of Section 7 of The Local Improvements Act. (Petition)

(FIRST & SECOND READINGS) (PROPOSED NO. 9294)
Clause 1 e, Report No. 67, 1978

BY-LAWS (Cont'd)

(11) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation of the City of Kingston" (Substitute New Schedule "M" and include new Schedule "N").

(FIRST & SECOND READINGS) (PROPOSED NO. 9295)
Clauses 1 and 2, Report No. 68, 1978

(12) A By-Law to Authorize the Reconstruction of a 32' wide Asphalt Pavement on Concession Street From Division to Alfred Street, Including Curb and Gutter on the North Side and Concrete Sidewalk on the South Side from 81.2' east of Alfred Street to Division Street (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9296)
Clasue 19, Report No. 69, 1978

(13) A By-Law to Authorize the Execution of an Agreement with Wilfred D. Snider and Burt D. Snider, in Trust (Committee of Adjustment - Conveyance of Land - 609, 613 and 615 Union Street)

(THREE READINGS) (PROPOSED NO. 9297)
Committee of Adjustment

(14) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on June 26, 1978.

(THREE READINGS) (PROPOSED NO. 9298)
City Council Meeting No. 16, 1978

(15) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Portsmouth Avenue from Fairview Road Northerly 1,520.98 feet Under the Provisions of Section 8 of the Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9114)
Clause 3 c, Report No. 104, 1977

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highways Traffic Act" (Traffic Signal Lights: Brock and Macdonell Streets)

(THIRD READING) (PROPOSED NO. 9125)
Clause 7, Report No. 11, 1977

(17) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for A Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters (Meters)

(THIRD READING) (PROPOSED NO. 9254)
Clause 13, Report No. 59, 1978 and
Clerk-Comptroller, June 14, 1978

(18) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Parking) (Bus Stops)

(THIRD READING) (PROPOSED NO. 9255)
Clauses 1, 3 and 7, Report No. 59, 1978

BY-LAWS (Cont'd)

(19) A By-Law to Repeal By-Law No. 9028, "A By-Law to Stop Up and Close Bagot Street from Barrie Street to West Street"

(THIRD READING) (PROPOSED NO. 9256)
Clause 4, Report No. 59, 1978

(20) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Reclaiming of Dogs)

(THIRD READING) (PROPOSED NO. 9257)
Clause 14, Report No. 59, 1978
Clerk-Comptroller, June 14, 1978

(21) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $25,101.94 for Construction of Curbs, Gutters and Boulevards.

(THIRD READING) (PROPOSED NO. 9260)
Clause 3, Report No. 64, 1978

(22) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $76,682.23 for Construction of Asphalt Pavements.

(THIRD READING) (PROPOSED NO. 9261)
Clause 3, Report No. 64, 1978

(23) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $404,584.53 for Construction of Storm Sewers.

(THIRD READING) (PROPOSED NO. 9262)
Clause 3, Report No. 64, 1978

(24) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $94,080.31 for Construction of Sanitary Sewers.

(THIRD READING) (PROPOSED NO. 9263)
Clause 3, Report No. 64, 1978

(25) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $75,296.47 for the Construction of Sidewalks.

(THIRD READING) (PROPOSED NO. 9264)
Clause 3, Report No. 64, 1978

(26) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $46,803.85 for Construction of Watermains.

(THIRD READING) (PROPOSED NO. 9265)
Clause 3, Report No. 64, 1978

(27) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $90,000 for Improvements, Alterations, and Extensions of the Water System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9266)
Clause 3, Report No. 64, 1978

(28) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements to the Natural Gas System in the City of Kingston.

(THIRD READING) (PROPOSED NO. 9267)
Clause 3, Report No. 64, 1978

BY-LAWS (Cont'd)

(29) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $132,740. for Improvements, Alterations and Extensions to the Water System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9268)
Clause 3, Report No. 64, 1978

(30) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $200,000 for Improvements, Alterations and Extensions of the Electrical Distribution System of the City of Kingston.

(THIRD READING) (PROPOSED NO. 9269)
Clause 3, Report No. 64, 1978

(31) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $67,000 for Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-Way. (General Rate)

(THIRD READING) (PROPOSED NO. 9270)
Clause 3, Report No. 64, 1978

(32) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $39,000 for Reconstruction of Certain Concrete sidewalks. (General Rate)

(THIRD READING) (PROPOSED NO. 9271)
Clause 3, Report No. 64, 1978

(33) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $42,000 for Reconstruction of Certain Streets (General Rate).

(THIRD READING) (PROPOSED NO. 9272)
Clause 3, Report No. 64, 1978

(34) A By-Law to Authorize the Borrowing Upon Debentures of the Sum of $50,000 for Improvements on Brock Street, Johnson Street, Palace Road and Sir John A. MacDonald Boulevard.

(THIRD READING) (PROPOSED NO. 9273)
Clause 3, Report No. 64, 1978

(35) A By-Law to Authorize the Borrowing Upon Debentures of the sum of $74,000 for the re-alignment of Montreal Street. (General Rate)

(THIRD READING) (PROPOSED NO. 9274)
Clause 3, Report No. 64, 1978

(36) A By-Law to Consolidate Certain By-Laws and to Provide for the Issue of One Series of Debentures in the Amount of $1,617.33 in Canadian Funds.

(THIRD READING) (PROPOSED NO. 9275)
Clause 3, Report No. 64, 1978

(37) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Meters on the Kingston Public Library Parking Lot).

(THIRD READING) (PROPOSED NO. 9277)
Clause 16, Report No. 59, 1978

BY-LAWS (Cont'd)

(38) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "A")

(THIRD READING) (PROPOSED NO. 9278)
Clause 24, Report No. 64, 1978

(Ald. Miller Opposed)

(39) A By-Law to Authorize the Execution of An Agreement with 361029 Ontario Limited (Block "B")

(THIRD READING) (PROPOSED NO. 9279)
Clause 24, Report No. 64, 1978

(Ald. Miller Opposed)

(40) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block"C")

(THIRD READING) (PROPOSED NO. 9280)
Clause 24, Report No. 64, 1978

(Ald. Miller Opposed)

(41) A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "D" and "E")

(THIRD READING) (PROPOSED NO. 9281)
Clause 24, Report No. 64, 1978

(Ald. Miller Opposed)

Third Reading was given to By-Law No. 9204, "A By-Law to Provide for the Election of members of the Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas". (See Clause 3, Report No. 66 of the Community Services Committee).

MOTIONS

Moved by Ald. Timmins,
Seconded by Ald. Allmark,

That Council do now adjourn.

CARRIED

Council adjourned at 11:59 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council will be held on Monday, July 10, 1978, at 8 p.m. in the Council Chamber at City Hall.

ROLL CALL

TABLING OF DOCUMENTS

Copy of St. Lawrence College 1977 Multi-Year Plan.

MINUTES

That the Minutes of City Council Meeting No. 16, held on June 26, 1978 be adopted as printed.

COMMUNICATIONS

To be Filed

(442) Minutes of the Executive of the Cataraqui Region Conservation Authority dated June 14, 1978.

(443) From Kingston's Home for Handicapped Inc., expressing their thanks for the City's generous grant to their Tercentennial Lodge Elevator Project in the amount of $10,000.

(444) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND* Nos. 78/23 and 78/24.

(Copies have been distributed to all members of Council)

(445) From The Corporation of the City of Windsor notifying that they have endorsed the resolution of the City of Woodstock with respect to the raising of fees paid to jury members. They therefore do not endorse the resolution of the City of Kingston on the same subject.

(446) From the City of London notifying that their Council does not endorse the resolution of the City of Kingston with respect to the raising of fees for jury members, and they have endorsed the resolution of the City of Woodstock and the City of Windsor with respect to the same subject.

Which Has Been Referred to the City of Kingston Planning Board

(447) Application for Zone Change by Alphonsus F. Van Herpt, owner of Part Lot 17, Conc. II and Part Lot 1 and all Lot 2, located at 848 Portsmouth Avenue for the purpose of expansion of his car dealership service and repair facilities, from C2 to C2 Special.

(448) Application for Zone Change by C.M. Smith Estate and Homestead Land Holdings Limited for land located at Northwest Side of Ontario Street, between West and Lower Union Streets (1.861 acres) presently zoned under By-Law 184, Zone E Industrial and to be changed to B-1 under By-Law 8499 modified, to preserve existing buildings of architectural merit and to preserve owners' entitlement to construct 93 additional new units.

To Be Referred to the Housing Sub-Committee

(449) From the Kingston Office of Central Mortgage and Housing Corporation with respect to the Rental Apartment Vacancy Survey for April.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Area Planning Board and To be Referred to the Finance and Accounts Committee

(450) From the Ministry of Housing acknowledging receipt of the Clerk-Comptroller's letter requesting a change in the municipal representation on the Kingston and Sub urban Planning Board, and notifying that in accordance with Section 5 of the Planning Act the Constitution of the Kingston and Suburban Planning Board as follows:

City of Kingston - The Head of Council as a member ex-officio or his appointed substitute and two members;

Township of Kingston - The Head of Council as a member ex-officio or his appointed substitute and two members;

Township of Pittsburgh - The Head of Council as a member ex-officio or his appointed substitute and one member.

To be Filed

(451) From the Ministry of Housing, their Newsletter dated June 23, 1978.

(452) Minutes of a General Meeting of the Cataraqui Region Conservation Authority held on June 21, 1978.

(453) From Mr. Michael Cassidy, MPP, Ontario Leader, New Democratic Party with regard to many letters and petitions from people living in the area studied by the Hamilton-Wentworth Region Review Commission, notifying that the efforts on the part of those who opposed the one-tier system certainly had their effect because the Treasurer, the Hon. W. Darcy McKeough made a statement in the Legislature which, in effect, said that the Government was not going to do anything at this point.

(454) From Parks Canada, a publication entitled "Conservation Canada" for the summer of 1978, containing:

1. Canada's Wild Rivers
2. The Grounds of John A.'s Bellevue House
3. The True North: Who Stands on Guard?

and a copy of the Proclamation by the Queen for Uniting the Provinces of Canada, Nova Scotia, and New Brunswick into One Dominion under the Name of CANADA.

(455) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to the refillable soft drink container system.

(456) The publication "Metric Monitor" from the Metric Commission Canada, dated June, 1978.

(457) Letters from the office of the Honourable Keith Norton, Minister of Community and Social Services acknowledging receipt of the City's endorsation of resolutions with respect to:

School Crossing Guards
Education Taxes
Hamilton-Wentworth Review Commission for a new system of local Government.

(458) From the Minister of Transportation and Communications notifying that he has directed a second advance payment of subsidy in the amount of $345,900 to be made to the City of Kingston. This amount is a further 30% of the City's initial subsidy allocation rounded to the nearest $50.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Parks & Recreation Department

(459) From The Cataraqui Region Conservation Authority, Fill Permits to place or dump fill for:

Cataraqui Park Golf Course
Cataraqui Ski Hill
Cataraqui Waterfront Park

These permits expire on December 31, 1978 and if renewal is required for 1979, application must be made no later than October 15, 1978.

To be Filed

(460) Minutes of a meeting of the Kingston, Frontenac and Lennox and Addington Health Unit Board, held on June 30, 1978.

(Copies have been distributed to all members of Council.)

PETITIONS

REPORTS

REPORT NO. 71

To The Mayor and Aldermen June 28th, 1978

The Transportation Committee reports and recommends as follows :-

1. That, notwithstanding the provisions of By-Law 10, permission be granted to the Alma Mater Society of Queen's University, to hold a 'Homecoming Parade' on Saturday, October 14th, 1978, at 12:00 p.m.

NOTE: The parade will commence in the Macintosh-Corry parking lot, proceed east on Union Street, north on Division Street, west on William Street, south on University Avenue, west on Union Street and from there directly to Richardson Stadium for the Homecoming Football Game.

. That a by-law be presented to Council to amend By-Law 8 (Dog Control), to provide that the fine for second, third or succeeding offences for dogs barking be set at $25.00.

NOTE: At the present time, the By-law provides that a fine of $10.00 be imposed regardless of whether it is the first, second, third or succeeding offence.

ALD. WEBB OPPOSED

. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Earl Street, from Bagot Street to University Avenue :-

North Side - Parking prohibited between the hours of 10-11 a.m. and 2-3 p.m. Mondays to Fridays.
Parking permitted at all other times.

South Side - Parking permitted between the hours of 10-11 a.m. and 2-3 p.m. Mondays to Fridays.
Parking prohibited at all other times.

NOTE: At the present time, alternate day parking regulations are in effect.

That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited between the hours of 10-11 a.m., 2-3 p.m. and 1-7 a.m. each day of the week on both sides of Ontario Street, in front of the Shipyard Apartments.

NOTE: At the present time, parking is permitted.

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Macdonnell Street between Mack Street and Dundas Street.

NOTE: At the present time, parking is permitted.

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Compton Street, from Weller Avenue to Wilson Street :-

North & West Sides

Parking prohibited between the hours of 10-11 a.m. and 2-3 p.m. and 1-7 a.m. Parking permitted at all other times.

South & East Sides

Parking permitted between the hours of 10-11 a.m. and 2-3 p.m. Parking prohibited at all other times.

7. That, notwithstanding the provisions of By-Law 10, permission be granted to Kislev Holdings Limited, to widen the existing entrances to the Voyageur Bus Terminal on Division Street, by approximately 3.048 meters (10 ft.) on the southerly entrance, and 3.048 meters (10ft.) on the south side of the northerly entrance, and 4.572 meters (15 ft.) on the north side of the northerly entrance.

NOTE: By-Law 10, Section 24(a)2.(a) states, "The maximum width of the driveway measured perpendicular to the driveway centre line in the tangent portion must not exceed 25 feet."

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Compton Street become a Yield Street at Wilson Street.

NOTE: At the present time, no controls exist at this intersection.

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Bagot Street from 53.34 meters north of Ordnance Street to 93.26 meters north of Ordnance Street, in front of the Kingston News Service facility.

NOTE: At the present time, parking is permitted.

10. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that stop signs be installed on Westmoreland Road at Glengarry Road.

NOTE: *At the present time, this intersection is controlled by Yield signs.*

Respectfully Submitted,

Chairman

REPORT NO. 72

June 27, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Paisley Hotel Limited has applied to amend Zoning By-Law No. 8499 for an approximately 0.15 ha parcel of land located on the south side of South Bartlett Street between Smith Street and Victoria Street from B3 (Multiple Family) Residential to Commercial in order to permit a parking lot in association with the adjacent hotel ; and

WHEREAS the Official Plan provides for the extension of this use as applied for provided that commercial traffic is not permitted to have access on to South Bartlett Street;

THEREFORE BE IT RESOLVED that:

A. Zoning By-Law No. 8499 be amended as follows:

a) By amending the designation of the approximately 0.13 ha parcel of land located on the south side of South Bartlett Street between Smith Street and Victoria Street as shown on a copy of Zoning Map No. 19 attached hereto as Schedule 'A' from B3 (Multiple Family) Residential to C.157 Commercial;

b) By adding as Section 157 the following:

"157. On the approximately 0.13 ha parcel of land located on the south side of South Bartlett Street between Smith Street and desnated C.157 on a copy of Zoning Map No. 19 attached hereto and forming part of By-Law No.   as Schedule 'A'.

(i) the permitted use shall only include a parking area in exclusive association with a hotel located on the adjacent property to the south.

(ii) the parking area referred to in Section 157 (i) shall be subject to the regulations of Development Control as set out in Section 5.30 (a), (b) and (d).

2. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-law of The Corporation of the City of Kingston" (Rezone 0.13 ha Parcel of Land Located on the South Side of South Bartlett Street between Smith Street and Victoria Street from B3 (Multiple Family) Residential to C.157 Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

3. That By-Law No. not be given Third Reading until the owner enters into a Development Control agreement with the City based upon a parking and access plan for the entire Shamrock Hotel site (including the area to be rezoned) which among other matters shall provide that:

   (i) the parking areas and access routes shown on the plan will be paved;

   (ii) buffering will be installed adjacent to the side lot line of 17 Smith Street (where it abuts the Shamrock Hotel site), the rear lot line of 34 South Bartlett Street and the west and north boundaries of the property to be rezoned, all in a manner and form which is satisfactory to the City;

   (iii) an approximately 0.6 metre high concrete curb be installed along the east boundary of the Shamrock Hotel site from South Bartlett Street through to a distance of 7.6 metres from Princess Street, all in a manner and form which is satisfactory to the City;

   (iv) the 3.05 metre wide right-of-way between 34 and 38 South Bartlett Street will not be used as a vehicular access route.

4. That the Cataraqui Region Conservation Authority be notified that the City of Kingston has no objection to a fill permit being granted to Greenwood Brothers Limited for filling on Part of Lots 23 and 24, Concession III, Kingston.

5. WHEREAS the property bearing the civic address 29 Baiden Street in the City of Kingston has been designated as being of architectural and historic significance; and

   WHEREAS the property is listed in "Buildings of Architectural and Historic Significance" Volume III; and

   WHEREAS the owners of the property have indicated that the description contained in the above volume is incorrect in certain respects;

   THEREFORE BE IT RESOLVED that the description of the designated property at 29 Baiden Street contained in "Buildings of Architectural and Historic Significance" Volume III be amended as follows:

   i) Amend Sentence 2 to read: "The exterior has been restored to its original architectural features, and the facade on Baiden Street is visible from most points on the lower stretch of Mowat Avenue";

   ii) Amend Sentence 3 to add "The kitchen tail is also of hammer-dressed limestone";

   iii) Delete the last two sentences which refer to porches, as these porches have now been removed.

6. WHEREAS it is a requirement of The Ontario Heritage Act that any notice of intention to designate a property to be of historic value or interest "be published in a newspaper having general circulation in the municipality in which a property is situate shall be published in that newspaper once for each of three consecutive weeks"; and

WHEREAS the Local Architectural Conservation Advisory Committee and the City of Kingston Planning Board are of the opinion that this requirement is unnecessary and results in undue expense and since the intention to designate is chiefly of interest to the owner of the property concerned rather than the general public;

THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend the Act to reduce the public advertisement requirement to one notice and to provide for notice of intention to designate being sent by registered letter to the owner.

7. That the following plans, submitted by Mr. Duncan MacLachlan, for a house at 66 Alwington Avenue, and dated June 12, 1978:

Viceroy Plan - Set # 2006, Job No. D78900

Drawing # 1, dated June 15, 1978 - according to Plan of Survey dated 5 June, 1978 prepared by E. Peter Wright - Registered Plan 13R3133

and as recommended by the Local Architectural Conservation Advisory Committee, be approved.

8. That, as recommended by the Development Control Committee, the following plans, submitted by Wener and Donna Jansen for an addition to an industrial machine shop at 765 Montreal Street:

Plan 550 ao - Site Plan & Elevation - April 26, 1978

Plan 550 si - Elevation & Cross Section - May 30, 1978

be approved, subject to the owners entering into a Development Control Agreement, which shall be subject to the following conditions:

a) that all parking and vehicular access routes be paved;

b) that if road widening to a maximum of 43 feet to the centre line of Montreal Street is necessary, such widening shall be no more than required to leave a minimum of fifteen feet between the existing building and the street line.

9. That, as recommended by the Development Control Committee, the following plans, submitted by McGinness Marine Construction, for an office and maintenance shop to be constructed on the west side of Hagerman Avenue:

Plan 1 - Site Plan - May 30, 1978

Plan 3 - Elevations - May 30, 1978

be approved, subject to the owner entering into a Development Control Agreement, which shall be subject to the following conditions:

a) that all parking areas and vehicular access routes shall be paved;

b) that since Hagerman Avenue is an unimproved street a sanitary sewer connection will require a connection agreement;

c) that a landscaping plan, to include such items as grass and foundation planting, be submitted and implemented within one year of the issuance of the building permit; such plan to be subject to City approval;

d) that the owner agrees not to oppose any future local improvements on Hagerman Avenue.

Respectfully submitted,

Chairman

REPORT NO. 73

To The Mayor and Aldermen June 29th, 1978

The Community Services Committee reports and recommends as follows :

1. That the following resolution received from the Regional Municipality of Waterloo, BE ENDORSED:

> *"WHEREAS the recent decision of the Province of Ontario to combine the ordinary Needs and Shelter components of General Welfare Assistance allowances into a single budgetary amount has rendered impossible any direct reference to Shelter allowances other than to the 1977 schedule of $75 per month single persons allowance and $120 or $130 per month basic family allowance, and;*
>
> *WHEREAS such amounts are woefully inadequate in meeting the actual Shelter costs of recipients of General Welfare Assistance in most Ontario municipalities, and;*
>
> *WHEREAS many municipalities have responded to this continual shortfall experienced by General Welfare Assistance recipients in meeting their basic needs by introducing rent supplement programmes to augment the inadequate General Welfare Assistance allowance, and;*
>
> *WHEREAS the Province of Ontario has seen fit to contribute to such rent supplement programmes as items of Special Assistance and thus at a 50% subsidy rate, and;*
>
> *WHEREAS legally, historically and traditionally the provision of the basic need of food, clothing and shelter to recipients of General Welfare Assistance has been subsidized by the Province of Ontario at an 80% subsidy rate, and;*
>
> *WHEREAS the present burden of 50% for payment of rent supplement programmes falls heavily on those municipalities responding to urgent social need, and such expenditure requirements exhibit a rapid growth rate compounded by inflation and unemployment which cannot be met reasonably by property tax increases, and;*
>
> *WHEREAS the Province of Ontario is requiring municipalities providing rent supplementation to General Welfare Assistance recipients to provide similar rent supplementation to recipients of Provincial Benefits;*
>
> *THEREFORE BE IT RESOLVED that the Regional Municipality of Waterloo petition the Government of Ontario to increase the Basic Needs Allowance for beneficiaries under the General Welfare Assistance Act and under the Family Benefits Act in order that this allowance reflect more accurately the true cost of shelter, and;*

1. continued...

THAT the Regional Municipality of Waterloo petition the Government of Ontario to provide a subsidy of 80% for approved rent supplement expenditures by municipalities on behalf of General Welfare Assistance."

Respectfully Submitted,

Chairman

Report No. 74

July 4, 1978

To the Mayor and Aldermen:

The Public Works Committee recommends as follows:

1. That it be recommended to Council that the following tenders be accepted:

(a) Front mounted one way wing type snow plow
Tenderer - Marmac Hydraulics
Make and Model - Dumco BV-53, BA116 Wing
Tender Price - $4,600 plus Provincial Sales Tax
Note - this was the lowest bid received

(b) Sidewalk sander for mounting on plow
Tenderer - Keeler Sales and Service
Make and Model - Dumco, T-141
Tender Price - $1,595 plus Provincial Sales Tax
Note - this was the lowest bid received

2. That it be recommended to Council that the tender of Covertite Ltd. in the amount of $15,100.00 for the replacement of the existing roofing on the Public Works Yard building, be accepted being the lowest tender received.

3. That it be recommended to Council that the rental/purchase offer received from Craig Construction Equipment for a Vohl Model DV-904-400T snowblower be accepted, it being rented at the rate of $5,000.00 per month for a minimum of four (4) months or $24,000 for the winter season. 85% of the rental is automatically available to apply to purchase ($63,505.00) if a commitment is made immediately following the 1978-79 season. This machine has worked 342 hours; the cost of a new machine is $75,505.00.

4. That since the Contractor does not have qualified skilled personnel to install the bell clamps on gasmains, it be recommended to Council that Contract 78-3W with Donald A. Foley Ltd. be amended, as agreed by the Public Utilities Commission and the Contractor, by substituting the attached revised Part F of the Tender Form for the original Part F which provides that the Contractor will carry out all the necessary excavating and backfilling in accordance with the City's road specifications and the Commission will install the 12" bell clamps on the gasmains which will result in a $2,140.00 reduction in the amount of the Contract.

5. That it be recommended to Council that Bylaw 8817 which provides for the payment of a deposit to meet the cost of possible damage to walks and curbs on the basis of $1.00 per lineal foot of frontage with a minimum of $100 and a maximum of $500 for one or more building permits by the same applicant be amended to a deposit of $3.00 per lineal foot of frontage and a maximum of $200 per building lot.

. That it be recommended to Council that the following street closings be accepted:

Closing of the intersection of Queen and Wellington St., except to emergency vehicles, from July 17 to July 20 (4 days) and from July 24 to July 29 (6 days).

Closing of Queen St. from Wellington to Bagot St. to through traffic (open to emergency and local traffic) from July 17 to August 18 (24 days).

. That it be recommended to Council that since a sufficiently signed petition has
een received, the following Local Improvement Storm Sewers be constructed:

(a) Roden St. from Johnson to Silver St.
(b) Silver St. from Roden to Watts Cr.
(c) Watts Cr. from Silver St. to north limit of Watts Cr. Reg. Plan #20

This project will alleviate flooding and excessively deep ditches and it is re-
ommended that a construction bylaw be initiated under Section 7 of the Local Improve-
ent Act -

Total estimated cost		$101,000.00
Owners' share	$3,830.91	
Anticipated cash share of the developer of Watts farm	44,432.09	
Anticipated MTC subsidy	26,368.50	74,631.50
City's share		$26,368.50
Debenture amount		$30,199.41
Capital budget appropriation		$24,000.00
Proposed 1978 capital budget transfer from General Rate - miscellaneous Sanitary Sewers		$ 6,199.41

. That it be recommended to Council that the subdivision agreement for Wycliffe
hould not be amended but that future subdivision agreements should incorporate a
lause similar to the one proposed for Wycliffe amendment, i.e., that the owner be
ade liable for maintenance of boulevards and sidewalks in front of vacant lots
nd blocks of land during the period from the time of acceptance by the City until
he pre-building construction inspection is made. Snow plowing and sanding of
idewalks is excluded and minor grass cutting of boulevards is included.

Respectfully sumbitted,

Chairman

REPORT NO. 75

JUNE 29, 1978.

To the Mayor and Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

That the account of Lewiscraft, in the amount of $956.60, for supply of miscellaneous supplies for summer programs, be paid.

Respectfully submitted,

CHAIRMAN

REPORT NO. 76

July 5, 1978

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, tenders received in response to Tender No. 78-28 for petroleum products be awarded in part as follows:

GROUP "A"

GASOLINE, Grades 1 & 2 OIL DIESEL FUEL, Grades 1 & 2	-	to IMPERIAL OIL LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of 15 days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.
OIL ENGINE LUBRICATING OIL DIESEL ENGINE LUBRICATING OIL 2 CYCLE ENGINE TYPE A AUTO TRANSMISSION FLUID	-	to BP CANADA LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of thirty days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.
OIL TRANSMISSION LUBRICATING, ALL PURPOSE TYPE E.P. & HYPOID TYPES GREASE CHASSIS LUBRICATING KEROSENE CLEANING SOLVENT	-	to SHELL CANADA LTD., subject to the proviso that any announced changes in price structures are to be subject to the right of renegotiation or cancellation being vested with the Corporation.

GROUP "B"

FURNACE OIL, NO. 2 STOVE OIL, NO. 1	-	to ROSEN FUELS LTD., being the lowest firm tender received.
BUNKER 'C'	-	to S. ANGLIN CO. LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of thirty days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.

It being noted that the foregoing recommendations are based on the lowest or one of the lowest tenders for each item in accordance with the rates prevailing at the time of the tabulation or in the case of lubricating oils and greases, are based on tenders which are generally lower in order to avoid intermixing of crank case and other lubricants which could have deleterious effects.

(Note: A copy of the Summary of Tender No. 78-28 was distributed to all members of Council.)

2. That the action of the Mayor and City Treasurer in accepting the tender of A.E. Ames & Co. Ltd., Richardson Securities of Canada and the Toronto Dominion Bank for the sale of $1,617,289.33 City of Kingston Serial Debentures with an interest rate as follows:

1 to 5 years	- 9¼%;
6 to 10 years	- 9½%;
11 to 15 years	- 9 3/4%

at a price of $100.032 per $100.00 of debentures be ratified, confirmed and approved.

Other tenders received were as follows:

Dominion Securities Limited, Burgess Graham Securities Limited, Equitable Securities Limited & Canadian Imperial Bank of Commerce	$99.426
Wood Grundy Limited & Royal Bank of Canada	99.347
Midland Doherty Limited	99.589
Walwyn Stodgell Cochran Murray Limited, Bank of Nova Scotia & John Graham & Company	99.799
Bill Gouinlock & Company Limited	99.63
Merrill Lynch, Royal Securities Limited & Pitfield Mackay Ross & Company Limited	99.86
Greenshields Inc., Bank of Montreal & Nesbitt Bangard	$99.55
Levesque, Beaubien Inc., & The Provincial Bank of Canada	99.56
Burns Fry Limited, McLeod Young Weir Limited	99.548
Mead & Co. Limited, Molson, Rousseau & Co. Ltd.	99.411

3. That no action be taken on the following resolution received from the Town of Geraldton.

> *"WHEREAS The Ontario Municipal Board has stated in writing that all taxpayers within the jurisdiction of a district school board are responsible for the total debt raised by that school board;*
>
> *AND WHEREAS such district school board debt is shared by municipalities of that district on an equalized basis;*
>
> *AND WHEREAS each municipality has absolutely no control over school board borrowing, borrowing which the municipality is held liable for and which consequently affects the municipality's borrowing ability with the Ontario Municipal Board;*
>
> *NOW THEREFORE BE IT RESOLVED THAT: The Corporation of the Town of Geraldton petition the government of Ontario to either, allow municipalities to have control over district school board borrowing; or, to institute the necessary changes so that the Ontario Municipal Board will not take district school board debt into consideration when determining the municipality's ability to borrow;*

3. (Cont'd)

AND FURTHER THAT this resolution be circulated to all municipalities in Ontario, for endorsement, the Association of Municipalities of Ontario, the Association of Small Urban Municipalities of Ontario, to the leaders of the Provincial Parties, to Mr. Jack Stokes, M.P.P. and to the Treasurer of Ontario, Mr. Darcy McKeough."

4. That Ms. Patricia Warwick of 34 Sydenham Street, Kingston, be appointed to the Local Architectural Conservation Advisory Committee for a period ending December 31, 1978, to replace Mr. R. Smallian.

5. That, as recommended by the Transportation Committee, the car allowance of Mr. Harry Smith, Handyman, Traffic & Streets, be increased to $40 per month, retroactive to January 1, 1978.

(Note: Funds are available in the 1978 Parking Department Budget for this purpose. This recommendation is being based on a car mileage record for the month of May, 1978. Mr. Smith now receives $1 per day for car allowance.)

6. That the account of Robert Martin Electric Limited in the amount of $3,753. for roof and eavestroughing de-icing cable at 329 Johnson Street be approved for payment.

(Note: There are sufficiant funds available from the 1977 budget.)

7. That the Mayor and Clerk-Comptroller be authorized to sign the attached Consent and Waiver of Notice (Schedule "A") in connection with the application for certification of titles of 361028 Ontario Limited and the Waiver of all rights of any notice of application for certification of title that it may be entitled to with respect to the said application to Section 8 (1) (c) of The Certification of Titles Act for the Murney Development property, Kingston waterfront.

8. That, as recommended by the Public Works Committee, a By-Law be presented to authorize the reconstruction of the pavements on the streets as shown on Schedule "B" attached hereto to be charged to General Rate.

And further that the amount of $35,000. be transferred from Local Improvements - Pavement - Roden Street, to General Rate Projects - Miscellaneous Road Construction, it being noted that the amount of $60,000. has already been included in the capital budget for this purpose.

9. That, as recommended by the Public Works Committee, the following Schedule for new sidewalk construction under the Local Improvement Act, be approved:

N/S Bath Road from Queen Mary Road to C.N.R.	$16,200.
W/S Portsmouth Ave. from King St. to Mary Street.	18,900.
	$35,100.

and further that a capital budget transfer from General Rate Sidewalks to Local Improvement Sidewalks in the amount of $1,900 be approved.

10. Whereas plans SK-008 to SK-012 dated June 9, 1978 incorrectly show an elevation of 365' for the top of the building to be constructed on Block "C" (excluding mechanical);

And Whereas revised plans dated June 27, 1978 showing the correct elevation for the top of the 12 storey building of 377 feet above sea level have been received from Webb, Zerafa, Menkes, Housden, the architects for the project:

Therefore be it resolved that a By-Law be presented to Council to amend By-Law No. 9280, "A By-Law to Authorize the Execution of An Agreement with 361029 Ontario Limited (Block "C")" to provide that paragraph 3 (i) of the Agreement dated June 26, 1978 attached to By-Law 9280 be amended to read as follows:

"3. Nature of Development

(i) The Company agrees to develop the land described in Schedule "A" hereto in conformity with the drawings SK-001 to SK-007 dated June 9, 1978 and drawings SK-008 to SK-012 dated June 27, 1978 prepared by Webb, Zerafa, Menkes, Housden, Architects, Toronto, and initialled by the Company and the City as follows:

(a) a level of parking below Ontario Street;

(b) 12 storeys above the level of Ontario Street, provided that the top of the building does not exceed the elevation shown on the plans (377 feet above sea level excluding mechanical), composed of:

1) a first storey of 12,000 square feet gross leaseable area of commercial space and a parking area;

2) a second storey of combined residential, health and recreation facilities; and

3) the remaining storeys to contain 92 residential units.

(Note: The only change on the revised plans is to show the correct elevation of the top of the building (excluding mechanical facilities) as 377 feet above sea level instead of 365 feet and 387 feet including mechanical facilities instead of 375 feet.)

11. That the following budget be approved for the Discovery Train:

Site	$1,645.
Area Cleanup	1,000.
Security & Safety	5,650.
Transportation	1,440.
Trackside Activities	1,000.
Public Relations	855.
Office & Committee Expenditures	3,705.
	$15,295.

said monies to be provided from Finance Contingencies.

12. That the quotation received from Len Corcoran Excavation Limited in the amount of $11,260. for the supply and installation of a 2,000 gallon underground gas storage tank and dispensing pump which includes a 30 key unit, be accepted, it being noted that the removal of rock is an extra at $55. per cubic yard and although the price of $55. per cubic yard for removal of rock is higher than the Public Works Department is paying on large jobs, the Works Engineers do not consider the price out of line because of the small size of the job and the location of the tank near a valuable building - and that Federal Tax is included and Provincial Tax is exempt; and further that monies be provided out of Finance Contingencies for this expenditure.

13. That the Mayor and Clerk-Comptroller be authorized to sign the consent for the assignment of the lease between the Corporation of the City of Kingston and the Canadian Locomotive Company Limited dated the first day of January, 1944, in the form approved by the City Solicitor to Marina City Kingston Limited, who in turn will assign the lease to 361029 Ontario Limited.

14. That the Cataraqui Region Conservation Authority be notified that the City of Kingston requests that the following projects be included in their Multi-Year Budget Forecast in the year as noted:

1979

Former Beaufort Property North of Bath Road, east of Little Cataraqui Creek -	
15 acres of hard land	$15,000.
10 acres hazard lands	2,500.
John L. Smith Property North of Pine Woods East of Little Cataraqui Creek -	
33 acres wet land	7,000.
42 acres wet land	8,500.
Auld St. Subdivision	25,000.
	$58,000.

14. (Cont'd)

1980

Little Cataraqui Creek Area between Princess & Counter Streets - 75 acres	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1981

Little Cataraqui Creek Area North of Counter Street - 75 acres	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1982

Great Cataraqui River Marshlands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1983

Great Cataraqui River Marshlands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

15. WHEREAS The Appraisal Institute of Canada is holding its Ontario Provincial Conference in Kingston on October 13th and 14th, 1978 at the 401 Inn;

AND WHEREAS the Kingston/Belleville Chapter is hosting the conference;

AND WHEREAS the Premier of Ontario is expected to be a dinner guest speaker on October 13th and about 240 Real Estate Appraisers and their spouses are expected to be present;

THEREFORE BE IT RESOLVED that the City of Kingston contribute $200. from Finance Contingencies to provide for two buses from 9 a.m. until 5 p.m. on Friday, October 13th.

16. That the Settlement with Local 141 C.U.P.E. as more particularly set out in the Memorandum of Settlement, be approved, the main changes being:

1. There will be a two year contract.
2. There will be a salary increase of $600 or 6%, whichever is greater, in 1978.
3. There will be an increase for employees of 8% in 1979.

(Note: Copies of the Memorandum of Settlement were distributed with this Agenda to all members of Council.)

17. That, as requested by the Special Committee on the Position of Clerk-Comptroller, approval be given for members of the Committee to travel to Cornwall, Peterborough, Guelph and Kitchener as indicated below, including trips by the Secretary of the Committee to the Cities as indicated, to study their form of local Government.

Kitchener - July 17 - 18, 1978

Ald. French and Mr. P. Hawn

Cornwall - July 24th, 1978

Ald. Miller and Mr. P. Hawn

Peterborough - July 17 - 18, 1978

Ald. Matthews and Ald. Hawkins

Guelph - July 24 - 25, 1978

Ald. Matthews and Ald. Hawkins

Mayor Keyes may be attending at least one out-of-town trip.

And further that the amount of $700. be provided from Finance Contingencies to cover their travelling expenses, such travelling expenses to be as provided for in accordance with City policy.

Respectfully Submitted,

CHAIRMAN

The Finance and Accounts Committee may present the following clause:

18. That a lease be entered into with Pesmo Limited carrying on business under the firm name and style of Kingston Tennis World for Hangar No. 3, at the Kingston Airport. Copies of the proposed lease will be distributed at the meeting.

SCHEDULE "A"

THE REGISTRY ACT

CONSENT AND WAIVER OF NOTICE

THE CORPORATION OF THE CITY OF KINGSTON, a registered owner of the lands adjoining Lots A, B, C, D and E, Registered Plan C.1, made land in front of Town Lot 21 (part of Bed of Kingston Harbour); Part of Water Lot 21 and all of Water Lot 22, Part of the Old C.N.R. Right of Way, and Water Lot in Front thereof in Kingston Harbour in the said City of Kingston, County of Frontenac and being designated as all of PARTS 1 and 2 on a Plan of Survey by David T. Humphries dated the 17th day of September, 1976 made under The Certification of Titles Act, a copy of which is annexed hereto, hereby consents to the Application for Certification of Titles of 361028 Ontario Limited.

THE CORPORATION OF THE CITY OF KINGSTON hereby waives all rights of any Notice of Application for Certification of Title that it may be entitled to with respect to the said application to Section 8(1)(c) of The Certification of Titles Act.

THE CORPORATIONOF THE CITY OF KINGSTON:

Mayor.

Clerk-Comptroller.

SCHEDULE "B" TO FINANCE & ACCOUNTS REPORT July 5, 1978

GENERAL RATE ROAD RECONSTRUCTION

		Total Estimated Cost $	M.T.C. Subsidy $	Debenture Amount $
L. Union Street	West-Wellington	16,500	8,200	8,300
Pine Street	Division to 260' westerly	17,500	8,700	8,800
Cowdy Street	Stephen-Adelaide	21,000	8,400	12,600
Russell Street	Cowdy to 400' easterly	14,800	7,400	7,400
Johnson Street	Victoria-Toronto	18,000	9,000	9,000
Quebec Street	Division-Barrie	58,500	22,000	36,500
Toronto Street	Brock-Johnson	20,500	9,600	10,900
Oakridge Avenue	Johnson northerly 300' (Curb and Gutter only)	2,000	500	1,500
		$168,800	$73,800	$95,000

UNIFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 6 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of giving By-Law 7 its Third Reading.

(C) That By-Laws 6 to 11 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies". (Amend Fine on Dogs Barking).

(FIRST & SECOND READINGS) (PROPOSED NO. 9299)
Clause 2, Report No. 71, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9300)
Clauses 3, 4, 5, 6, 8, 9, and 10, Report No. 71, 1978

(3) A By-Law to amend By-Law 10, "A By-Law Respecting Streets". (Widening of existing entrances to Voyageur Bus Terminal).

(FIRST & SECOND READINGS) (PROPOSED NO. 9301)
Clause 7, Report No. 71, 1978

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston". (Rezone 0.13 ha parcel of Land Located on the South Side of South Bartlett Street, between Smith and Victoria Streets from B3 (Multiple Family) Residential to C.157 Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9302)
Clause 1, Report No. 72, 1978

(5) A By-Law to Amend By-Law No. 8817, "A By-Law to Provide for a Building Permit Deposit for New Buildings, and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Works)." (Amend Deposit).

(FIRST & SECOND READINGS) (PROPOSED NO. 9303)
Clause 5, Report No. 74, 1978

(6) A By-Law to Authorize the Construction of a Storm Sewer in Roden Street from Johnson Street to Silver Street; And In Silver Street from Roden Street to Watts Crescent; And In Watts Crescent from Silver Street to North Limit of Watts Crescent Under the Provisions of Section 7 of The Local Improvement Act (PETITION).

(FIRST & SECOND READINGS) (PROPOSED NO. 9304)
Clause 7, Report No. 74, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held July 10, 1978.

(THREE READINGS) (PROPOSED NO. 9305)
City Council Meeting No. 17

(8) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets From A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial).

(THIRD READING) (PROPOSED NO. 9285)
Clause 1, Report No. 65, 1978

(9) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the North-West Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential)

(THIRD READING) (PROPOSED NO. 9287)
Clause 6(b), Report No. 65, 1978

(10) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (New 1978-79 Rotation Schedule).

(THIRD READING) (PROPOSED NO. 9289)
Clause 8, Report No. 66, 1978

(11) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation of the City of Kingston" (Substitute New Schedule "M" and Include New Schedule "N").

(THIRD READING) (PROPOSED NO. 9295)
Clauses 1 and 2, Report No. 68, 1978

MOTIONS

CITY COUNCIL MEETING NO. 17

The Regular Meeting of City Council was held on Monday July 10, 1978, in the Council Chamber, City Hall, at 8:15 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins (14)

TABLING OF DOCUMENTS

Copy of St. Lawrence College 1977 Multi-Year Plan.

MINUTES

Moved by Ald. Clements,
Seconded by Ald. French,

That the Minutes of City Council Meeting No. 16, held June 26, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 461 to 470 and to change No. 450, the eighth sentence to substitute "five" for the word "two" in line 7 and to change No. 454, second sentence, to add "articles on" after the word "containing".

Filed

(442) Minutes of the Executive of the Cataraqui Region Conservation Authority dated June 14, 1978.

(443) From Kingston's Home for Handicapped Inc., expressing their thanks for the City's generous grant to their Tercentennial Lodge Elevator Project in the amount of $10,000.

(444) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND* Nos. 78/23 and 78/24.

(Copies have been distributed to all members of Council)

(445) From The Corporation of the City of Windsor notifying that they have endorsed the resolution of the City of Woodstock with respect to the raising of fees paid to jury members. They therefore do not endorse the resolution of the City of Kingston on the same subject.

(446) From the City of London notifying that their Council does not endorse the resolution of the City of Kingston with respect to the raising of fees for jury members, and they have endorsed the resolution of the City of Woodstock and the City of Windsor with respect to the same subject.

Which Had Been Referred to the City of Kingston Planning Board

(447) Application for Zone Change by Alphonsus F. Van Herpt, owner of Part Lot 17, Conc. II and Part Lot 1 and all Lot 2, located at 848 Portsmouth Avenue for the purpose of expansion of his car dealership service and repair facilities, from C2 to C2 Special.

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City of Kingston Planning Board (Cont'd)

(448) Application for Zone Change by C.M. Smith Estate and Homestead Land Holdings Limited for land located at Northwest Side of Ontario Street, between West and Lower Union Streets (1.861 acres) presently zoned under By-Law 184, Zone E Industrial and to be changed to B-1 under By-Law 8499 modified, to preserve existing buildings of architectural merit and to preserve owners' entitlement to construct 93 additional new units.

Referred to the Housing Sub-Committee

(449) From the Kingston Office of Central Mortgage and Housing Corporat with respect to the Rental Apartment Vacancy Survey for April.

Which Had Been Referred to the Area Planning Board and Referred to the Finance and Accounts Committee

(450) From the Ministry of Housing acknowledging receipt of the Clerk-Comptroller's letter requesting a change in the municipal representation on the Kingston and Sub urban Planning Board, and notifying that in accordance with Section 5 of the Planning Act the Constitution of the Kingston and Suburban Planning Board as follows:

City of Kingston -	The Head of Council as a member ex-officio or his appointed substitute and five members;
Township of Kingston -	The Head of Council as a member ex-officio or his appointed substitute and two members;
Township of Pittsburgh -	The Head of Council as a member ex-officio or his appointed substitute and one member.

Filed

(451) From the Ministry of Housing, their Newsletter dated June 23, 1978.

(452) Minutes of a General Meeting of the Cataraqui Region Conservatio Authority held on June 21, 1978.

(453) From Mr. Michael Cassidy, MPP, Ontario Leader, New Democratic Party with regard to many letters and petitions from people living in the area studied by the Hamilton-Wentworth Region Review Commission, notifying that the efforts on the part of those who opposed the one-tier system certainly had their effect because the Treasurer, the Hon. W. Darcy McKeough made a statement in the Legislature which, in effect, said that the Government was not going to do anything at this point.

(454) From Parks Canada, a publication entitled "Conservation Canada" for the summer of 1978, containing articles on:

1. Canada's Wild Rivers
2. The Grounds of John A.'s Bellevue House
3. The True North: Who Stands on Guard?

and a copy of the Proclamation by the Queen for Uniting the Provinces of Canada, Nova Scotia, and New Brunswick into One Dominion under the Name of CANADA.

(455) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to the refillable soft drink container system.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(456) The publication "Metric Monitor" from the Metric Commission Canada, dated June, 1978.

(457) Letters from the office of the Honourable Keith Norton, Minister of Community and Social Services acknowledging receipt of the City's endorsation of resolutions with respect to:

School Crossing Guards
Education Taxes
Hamilton-Wentworth Review Commission for a new system of local Government.

(458) From the Minister of Transportation and Communications notifying that he has directed a second advance payment of subsidy in the amount of $345,900 to be made to the City of Kingston. This amount is a further 30% of the City's initial subsidy allocation rounded to the nearest $50.

Which Had Been Referred to the Parks & Recreation Department

(459) From The Cataraqui Region Conservation Authority, Fill Permits to place or dump fill for:

Cataraqui Park Golf Course
Cataraqui Ski Hill
Cataraqui Waterfront Park

These permits expire on December 31, 1978 and if renewal is required for 1979, application must be made no later than October 15, 1978.

Filed

(460) Minutes of a meeting of the Kingston, Frontenac and Lennox and Addington Health Unit Board, held on June 30, 1978.

(Copies have been distributed to all members of Council.)

(461) From Central Mortgage and Housing Corporation, with respect to Eldon Hall Place, notifying that the project meets their standards with regard to maintenance, and complimenting the City on a well-run project.

(462) From the Association of Municipalities of Ontario, *AMO NEWS*, detailing the Annual Conference to be held at the Royal York Hotel, Toronto, August 20 to 23, 1978.
(Copies have been distributed to all members of Council)

(463) From the Office of Energy Conservation of the Department of Energy, Mines and Resources, notifying that a programme called HEATLINE has been established to provide a free telephone information service concerning home insulation and energy conservation and enclosing a copy of a brochure.

(Copies of the brochure have been distributed to all members of Council)

COMMUNICATIONS (Cont'd)

Referred to the Finance and Accounts Committee and the Transportati
Committee

(464) From the Township of Pittsburgh, with respect to a traffic study, notifying that the Township feels the Kingston Area Planning Board would be the appropriate body to conduct a study of future transportation needs; stating that the Township requires a firm estimate of its share of the costs of such a study, and notifying that the Township's representative would be Dr. Hans Westenberg.

(465) From the Township of Kingston, notifying that the Township agrees to take part in a transportation study involving a road link study with Kingston Township and the Township of Pittsburgh, providing there is no expenditure involved at this time.

Referred to the Finance and Accounts Committee

(466) From the Association of Municipalities of Ontario, notifying of a proposed amendment to the Constitution of the Association of Municipalities of Ontario.

Referred to the City of Kingston Planning Board and the Local Architectural Conservation Advisory Committee

(467) From the Legal Branch of the Ministry of Government Services, notifying that Rockwood Asylum and Beechgrove Buildings were inadvertently omitted from their letter of June 16, 1978, concerning designation of historic buildings, and asking that these buildings be included in the Ministry's objection to the designation of provincially owned property.

Filed

(468) From the Association of Women Electors of Kingston Area, asking for reasons for waiving of the notice period under the Certification of Titles Act for 361028 Ontario Limited, as it is felt it would be to the disadvantage of citizens of the City of Kingston to waive notice and that the City might not have an opportunity to raise the question of certain rights the City may have in the property.

(469) From Mrs. Dorothy Geiger, objecting to the waiving of notice under the Certification of Titles Act for 361028 Ontario Limited, and maintaining the part of the are is not covered by the Marina City Agreement and is shown as part of Johnson Street in the federal ownership study of 1976.

(470) From solicitors for 361028 Ontario Limited, Notice of Application under the Certification of Titles Act, for certificate of title of certain lands being composed of of Lots A, B, C, D and E, according to Plan C-1 - parcel of land situated between Ontario Street and Water Lots 21 and 22, parts of Water Lots 21 and 22, part of the Bed of Kingston Harbour (known as the old C.N.R. Right of Way) and the Water Lot in front thereof, designated as Parts 1 and 2 on a reference plan dated 17 September, 1977 - subject to a right of way in favour of all those entitled thereto over said Part 2.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(470) (Cont'd)

(Any person claiming to have any title to or interest in the said land or any part thereof is required on or before 24th July, 1978, to file a statement of claim in the office of the Director of Titles).

PETITIONS

Referred to the Transportation Committee

Presented by Mr. A. Britton Smith, having 75 signatures and stating:

"*We, the residents of 44 Old Oak Road and 62 Old Oak Road, petition the City of Kingston to provide the owners of these buildings with a permit to provide a ramp for each building, off Old Oak Road, into each of the buildings' parking lots. Our reasons for so doing are that:*

a) It is very inconvenient for us to have to drive all the way around Nickle, Portsmouth, and Johnson, to get to our own front door from the parking lot.

b) Our visitors must enter their car by Nickle Avenue, then walk around the complete building to get to the intercom to be let in, also an inconvenience. If they come to the front door, they have to be guided, or given a map, to the visitors' parking spaces, a distance of about four (4) city blocks away, which is unreasonable.

c) It is a road hazard and a nuisance to us and our neighbours to park on Old Oak Road for short periods of time, such as lunch time and evenings, but it is done because it is easier than having to drive all around to our designated places from our front door.

d) The resulting parking congestion on Old Oak Road interferes with the normal flow of traffic."

REPORTS

Ald. Tarnowecky presented Report No. 71 of the Transportation Committee as follows:

Council consented to the deletion of "12 p.m." in Clause 1 and the substitution therefor of "12 Noon".

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 71 of the Transportation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 71 - Transportation Committee (Cont'd)

REPORT NO. 71

To The Mayor and Aldermen June 28th, 1978

The Transportation Committee reports and recommends as follows :-

1. That, notwithstanding the provisions of By-Law 10, permission be granted to the Alma Mater Society of Queen's University, to hold a 'Homecoming Parade' on Saturday, October 14th, 1978, at 12:00 p.m.

NOTE: *The parade will commence in the Macintosh-Corry parking lot, proceed east on Union Street, north on Division Street, west on William Street, south on University Avenue, west on Union Street and from there directly to Richardson Stadium for the Homecoming Football Game.*

CARRIED

2. That a by-law be presented to Council to amend By-Law 8 (Dog Control), to provide that the fine for second, third or succeeding offences for dogs barking be set at $25.00.

NOTE: *At the present time, the By-law provides that a fine of $10.00 be imposed regardless of whether it is the first, second, third or succeeding offence.*

ALD. WEBB OPPOSED

CARRIED 13:1
(Ald. Mackenzie Opposed

3. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Earl Street, from Bagot Street to University Avenue :-

North Side - Parking prohibited between the hours of 10-11 a.m. and 2-3 p.m. Mondays to Fridays.
Parking permitted at all other times.

South Side - Parking permitted between the hours of 10-11 a.m. and 2-3 p.m. Mondays to Fridays.
Parking prohibited at all other times.

REPORTS (Cont'd)

Report No. 71 - Transportation Committee (Cont'd)

3. (Cont'd)

(Note: At the present time, alterante day parking regulations are in effect.)

REFERRED BACK
(See following Motion of Referral)

Moved by Ald. Miller,
Seconded by Ald. Mackenzie,

That Clause 3, Report No. 71, be referred back to the Transportation Committee.

CARRIED

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited between the hours of 10-11 a.m., 2-3 p.m. and 1-7 a.m. each day of the week on both sides of Ontario Street, in front of the Shipyard Apartments.

NOTE: At the present time, parking is permitted.

CARRIED

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Macdonnell Street between Mack Street and Dundas Street.

NOTE: At the present time, parking is permitted.

CARRIED

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Compton Street, from Weller Avenue to Wilson Street :-

North & West Sides

Parking prohibited between the hours of 10-11 a.m. and 2-3 p.m. and 1-7 a.m. Parking permitted at all other times.

South & East Sides

Parking permitted between the hours of 10-11 a.m. and 2-3 p.m. Parking prohibited at all other times.

CARRIED

REPORTS (Cont'd)

Report No. 71 - Transportation Committee (Cont'd)

7. That, notwithstanding the provisions of By-Law 10, permission be granted to Kislev Holdings Limited, to widen the existing entrances to the Voyageur Bus Terminal on Division Street, by approximately 3.048 meters (10 ft.) on the southerly entrance, and 3.048 meters (10ft.) on the south side of the northerly entrance, and 4.572 meters (15 ft.) on the north side of the northerly entrance.

NOTE: By-Law 10, Section 24(a)2.(a) states, "The maximum width of the driveway measured perpendicular to the driveway centre line in the tangent portion must not exceed 25 feet."

CARRIED

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Compton Street become a Yield Street at Wilson Street.

NOTE: At the present time, no controls exist at this intersection.

CARRIED

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Bagot Street from 53.34 meters north of Ordnance Street to 93.26 meters north of Ordnance Street, in front of the Kingston News Service facility.

NOTE: At the present time, parking is permitted.

CARRIED

10. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that stop signs be installed on Westmoreland Road at Glengarry Road.

NOTE: At the present time, this intersection is controlled by Yield signs.

CARRIED

Respectfully Submitted,

(Signed) Y. Tarnowecky (Chairman)
T.D. French
G. Allmark
John Clements

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 72 of the City of Kingston Planning Board as follows:

Council consented to the amendment of Clause 5 be deleting the words "has been designated" from the first recital clause and substituting therefor "is proposed to be designated", by deleting the second recital clause and amending the third recital clause to delete the words "contained in the above volume" and substituting therefore "of the said property", and by amending the resolved clause to delete the words "contained in 'Buildings of Architectural and Historical Significance' Volume III".

Council also consented to the Tabling of the first three clauses of Report No. 72. See following Motion.

Moved by Ald. Timmins,
Seconded by Ald. French,

That Clauses 1, 2 and 3 be Tabled and the City Solicitor's advice be requested.

CARRIED

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 72 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 72

June 27, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Paisley Hotel Limited has applied to amend Zoning By-Law No. 8499 for an approximately 0.15 ha parcel of land located on the south side of South Bartlett Street between Smith Street and Victoria Street from B3 (Multiple Family) Residential to Commercial in order to permit a parking lot in association with the adjacent hotel ; and

WHEREAS the Official Plan provides for the extension of this use as applied for provided that commercial traffic is not permitted to have access on to South Bartlett Street;

THEREFORE BE IT RESOLVED that:

A. Zoning By-Law No. 8499 be amended as follows:

a) By amending the designation of the approximately 0.13 ha parcel of land located on the south side of South Bartlett Street between Smith Street and Victoria Street as shown on a copy of Zoning Map No. 19 attached hereto as Schedule 'A' from B3 (Multiple Family) Residential to C.157 Commercial;

REPORTS (Cont'd)

Report No. 72 - Planning Board (Cont'd)

1. (Cont'd)

b) By adding as Section 157 the following:

"157. On the approximately 0.13 ha parcel of land located on the south side of South Bartlett Street between Smith Street and Victoria Street and designated C.157 on a copy of Zoning Map No. 19 attached hereto and forming part of By-Law No. as Schedule 'A'.

(i) the permitted use shall only include a parking area in exclusive association with a hotel located on the adjacent property to the south.

(ii) the parking area referred to in Section 157 (i) shall be subject to the regulations of Development Control as set out in Section 5.30 (a), (b) and (d).

TABLED

2. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-law of The Corporation of the City of Kingston" (Rezone 0.13 ha Parcel of Land Located on the South Side of South Bartlett Street between Smith Street and Victoria Street from B3 (Multiple Family) Residential to C.157 Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

TABLED

3. That By-Law No. not be given Third Reading until the owner enters into a Development Control agreement with the City based upon a parking and access plan fo the entire Shamrock Hotel site (including the area to be rezoned) which among other matters shall provide that:

(i) the parking areas and access routes shown on the plan will be paved;

(ii) buffering will be installed adjacent to the side lot line of 17 Smith Street (where it abuts the Shamrock Hotel site), the rear lot line of 34 South Bartlett Street and the west and north boundaries of the property to be rezoned, all in a manner and form which is satisfactory to the City;

(iii) an approximately 0.6 metre high concrete curb be installed along the east boundary of the Shamrock Hotel site from South Bartlett Street through to a distance of 7.6 metres from Princess Street, all in a manner and form which is satisfactory to the City;

(iv) the 3.05 metre wide right-of-way between 34 and 38 South Bartlett Street will not be used as a vehicular access route.

TABLED

REPORTS (Cont'd)

Report No. 72 - Planning Board (Cont'd)

4. That the Cataraqui Region Conservation Authority be notified that the City of Kingston has no objection to a fill permit being granted to Greenwood Brothers Limited for filling on Part of Lots 23 and 24, Concession III, Kingston.

CARRIED

5. WHEREAS the property bearing the civic address 29 Baiden Street in the City of Kingston is proposed to be designated as being of architectural and historic significance; and

WHEREAS the owners of the property have indicated that the description of the said property is incorrect in certain respects;

THEREFORE BE IT RESOLVED that the description of the designated property at 29 Baiden Street be amended as follows:

i) Amend Sentence 2 to read: "The exterior has been restored to its original architectural features, and the facade on Baiden Street is visible from most points on the lower stretch of Mowat Avenue";

ii) Amend Sentence 3 to add "The kitchen tail is also of hammer-dressed limestone";

iii) Delete the last two sentences which refer to porches, as these porches have now been removed.

CARRIED AS AMENDED

6. WHEREAS it is a requirement of The Ontario Heritage Act that any notice of intention to designate a property to be of historic value or interest "be published in a newspaper having general circulation in the municipality in which a property is situate shall be published in that newspaper once for each of three consecutive weeks"; and

WHEREAS the Local Architectural Conservation Advisory Committee and the City of Kingston Planning Board are of the opinion that this requirement is unnecessary and results in undue expense and since the intention to designate is chiefly of interest to the owner of the property concerned rather than the general public;

THEREFORE BE IT RESOLVED that the Province of Ontario be requested to amend the Act to reduce the public advertisement requirement to one notice and to provide for notice of intention to designate being sent by registered letter to the owner.

CARRIED
(Ald. Timmins Opposed)

REPORTS (Cont'd)

Report No. 72 - Planning Board (Cont'd)

7. That the following plans, submitted by Mr. Duncan MacLachlan, for a house at 66 Alwington Avenue and dated June 12, 1978:

Viceroy Plan - Set # 2006, Job No. D78900

Drawing # 1, dated June 15, 1978 - according to Plan of Survey dated 5 June, 1978 prepared by E. Peter Wright - Registered Plan 13R3133

and as recommended by the Local Architectural Conservation Advisory Committee, be approved.

CARRIED

8. That, as recommended by the Development Control Committee, the following plans, submitted by Wener an Donna Jansen for an addition to an industrial machine shop at 765 Montreal Street:

Plan 550 ao - Site Plan & Elevation - April 26,

Plan 550 si - Elevation & Cross Section - May 30 1978

be approved, subject to the owners entering into a Development Control Agreement, which shall be subject to the following conditions:

a) that all parking and vehicular access routes be paved;

b) that if road widening to a maximum of 43 feet to the centre line of Montreal Street is necessary, such widening shall be no more than required to leave a minimum of fifteen feet between the existing building and the street line.

CARRIED

9. That, as recommended by the Development Control Committee, the following plans, submitted by McGinness Marine Construction, for an office and maintenance sh to be constructed on the west side of Hagerman Avenue

Plan 1 - Site Plan - May 30, 1978

Plan 3 - Elevations - May 30, 1978

be approved, subject to the owner entering into a Development Control Agreement, which shall be subject to the following conditions:

a) that all parking areas and vehicular access routes shall be paved;

b) that since Hagerman Avenue is an unimproved street a sanitary sewer connection will require a connection agreement;

REPORTS (Cont'd)

Report No. 72 - Planning Board (Cont'd)

9. (Cont'd)

c) that a landscaping plan, to include such items as grass and foundation planting, be submitted and implemented within one year of the issuance of the building permit; such plan to be subject to City approval;

d) that the owner agrees not to oppose any future local improvements on Hagerman Avenue.

CARRIED

Respectfully submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

Ald. Gerretsen presented Report No. 73 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 73 of the Community Services Committee be received and adopted clause by clause.

Ald. French withdrew at 8:40 p.m.

REPORT NO. 73

To The Mayor and Aldermen June 29th, 1978

The Community Services Committee reports and recommends as follows :

1. That the following resolution received from the Regional Municipality of Waterloo, BE ENDORSED:

> "*WHEREAS the recent decision of the Province of Ontario to combine the ordinary Needs and Shelter components of General Welfare Assistance allowances into a single budgetary amount has rendered impossible any direct reference to Shelter allowances other than to the 1977 schedule of $75 per month single persons allowance and $120 or $130 per month basic family allowance, and;*
>
> *WHEREAS such amounts are woefully inadequate in meeting the actual Shelter costs of recipients of General Welfare Assistance in most Ontario municipalities, and;*

REPORTS (Cont'd)

Report No. 73 - Community Services (Cont'd)

1. (Cont'd)

WHEREAS many municipalities have responded to this continual shortfall experienced by General Welfare Assistance recipients in meeting their basic needs by introducing rent supplement programmes to augment the inadequate General Welfare Assistance allowance, and;

WHEREAS the Province of Ontario has seen fit to contribute to such rent supplement programmes as items of Special Assistance and thus at a 50% subsidy rate, and;

WHEREAS legally, historically and traditionally the provision of the basic need of food, clothing and shelter to recipients of General Welfare Assistance has been subsidized by the Province of Ontario at an 80% subsidy rate, and;

WHEREAS the present burden of 50% for payment of rent supplement programmes falls heavily on those municipalities responding to urgent social need, and such expenditure requirements exhibit a rapid growth rate compounded by inflation and unemployment which cannot be met reasonably by property tax increases, and;

WHEREAS the Province of Ontario is requiring municipalities providing rent supplementation to General Welfare Assistance recipients to provide similar rent supplementation to recipients of Provincial Benefits;

THEREFORE BE IT RESOLVED that the Regional Municipality of Waterloo petition the Government of Ontario to increase the Basic Needs Allowance for beneficiaries under the General Welfare Assistance Act and under the Family Benefits Act in order that this allowance reflect more accurately the true cost of shelter, and;

THAT the Regional Municipality of Waterloo petition the Government of Ontario to provide a subsidy of 80% for approved rent supplement expenditures by municipalities on behalf of General Welfare Assistance."

CARRIED

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

REPORTS (Cont'd)

Ald. Breen presented Report No. 74 of the Public Works Committee as follows:

Council consented to the deletion of the reference in Clause 4, fifth line, to the words "the attached", and the deletion of the word "accepted" in Clause 6 and substitution of the word "approved".

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 74 of the Public Works Committee be received and adopted clause by clause.

Report No. 74

July 4, 1978

To the Mayor and Aldermen:

The Public Works Committee recommends as follows:

1. That it be recommended to Council that the following tenders be accepted:

(a) Front mounted one way wing type snow plow
Tenderer - Marmac Hydraulics
Make and Model - Dumco BV-53, BA116 Wing
Tender Price - $4,600 plus Provincial Sales Tax
Note - this was the lowest bid received

(b) Sidewalk sander for mounting on plow
Tenderer - Keeler Sales and Service
Make and Model - Dumco, T-141
Tender Price - $1,595 plus Provincial Sales Tax
Note - this was the lowest bid received

CARRIED

2. That it be recommended to Council that the tender of Covertite Ltd. in the amount of $15,100.00 for the replacement of the existing roofing on the Public Works Yard building, be accepted being the lowest tender received.

Ald. French returned at 8:45 p.m.

CARRIED

3. That it be recommended to Council that the rental/purchase offer received from Craig Construction Equipment for a Vohl Model DV-904-400T snowblower be accepted, it being rented at the rate of $5,000.00 per month for a minimum of four (4) months or $24,000 for the winter season. 85% of the rental is automatically available to apply to purchase ($63,505.00) if a commitment is made immediately following the 1978-79 season. This machine has worked 342 hours; the cost of a new machine is $75,505.00.

CARRIED

4. That since the Contractor does not have qualified skilled personnel to install the bell clamps on gasmains, it be recommended to Council that Contract 78-3W with Donald A. Foley Ltd. be amended, as agreed by the Public Utilities Commission and the Contractor, by substituting revised Part F of the Tender Form for the original Part F which provides that the Contractor will carry out all the necessary excavating and backfilling in accordance with the City's road specifications and the Commission will install the 12" bell clamps on the gasmains which will result in a $2,140.00 reduction in the amount of the Contract.

CARRIED

REPORTS (Cont'd)

Report No. 74 - Public Works (Cont'd)

5. That it be recommended to Council that By-Law 8817 which provides for the payment of a deposit to meet the cost of possible damage to walks and curbs on the basis of $1.00 per lineal foot of frontage and flankage with a minimum of $100 and a maximum of $500. for one or more building permits by the same applicant be amended to a deposit of $3.00 per lineal foot of frontage and flankage and a minimum of $200 per building lot.

CARRIED AS AMENDED
(See following Motion of

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Clause 5, Report No. 74, be amended by deleting the word "maximum" and substituting therefor the word "minimum".

CARRIED

6. That it be recommended to Council that the following street closings be approved:

Closing of the intersection of Queen and Wellington St., except to emerge vehicles, from July 17 to July 20 (4 days) and from July 24 to July 29 (6

Closing of Queen St. from Wellington to Bagot St. to through traffic (ope emergency and local traffic) from July 17 to August 18 (24 days).

CARRIED

7. That it be recommended to Council that since a sufficiently signed petiti been received, the following Local Improvement Storm Sewers be constructed:

(a) Roden St. from Johnson to Silver St.
(b) Silver St. from Roden to Watts Cr.
(c) Watts Cr. from Silver St. to north limit of Watts Cr. Reg. Plan #20

This project will alleviate flooding and excessively deep ditches and it commended that a construction bylaw be initiated under Section 7 of the Local ment Act -

Total estimated cost		$101,000.00
Owners' share	$3,830.91	
Anticipated cash share of the developer of Watts farm	44,432.09	
Anticipated MTC subsidy	26,368.50	74,631.50
City's share		$26,368.50
Debenture amount		$30,199.41
Capital budget appropriation		$24,000.00
Proposed 1978 capital budget transfer from General Rate - miscellaneous Sanitary Sewers		$ 6,199.41

CARRIED

8. That it be recommended to Council that the subdivision agreement for Wycli should not be amended but that future subdivision agreements should incorporate clause similar to the one proposed for Wycliffe amendment, i.e., that the owner made liable for maintenance of boulevards and sidewalks in front of vacant lots and blocks of land during the period from the time of acceptance by the City un the pre-building construction inspection is made. Snow plowing and sanding of sidewalks is excluded and minor grass cutting of boulevards is included.

CARRIED

REPORTS (Cont'd)

Report No. 74 - Public Works (Cont'd)

Respectfully Submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

Ald. Gorham presented Report No. 75 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 75 of the Parks and Recreation Committee be received and adopted.

REPORT NO. 75

JUNE 29, 1978.

To the Mayor and Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

That the account of Lewiscraft, in the amount of $956.60, for supply of miscellaneous supplies for summer programs, be paid.

CARRIED

Respectfully submitted,

(Signed) M.B. Gorham (Chairman)
Grant Timmins
John Clements
T.D. French

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 76 of the Finance and Accounts Commit as follows:

Council consented to deleting the reference to "Kitchener" in Clause 17 and the insertion of the words "Sarnia or other comparable City" and to the addition of the words "wet lands" in Clause 14 after the words "75 acres" under 1980 and 1981.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 76 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 76

July 5, 1978

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. That, as recommended by the Purchasing Agent, tenders received in response to Tender No. 78-28 for petroleum products be awarded in part as follows:

GROUP "A"

GASOLINE, Grades 1 & 2 OIL DIESEL FUEL, Grades 1 & 2 -	to IMPERIAL OIL LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of 15 days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.
OIL ENGINE LUBRICATING - OIL DIESEL ENGINE LUBRICATING OIL 2 CYCLE ENGINE TYPE A AUTO TRANSMISSION FLUID	to BP CANADA LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of thirty days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.
OIL TRANSMISSION LUBRICATING, - ALL PURPOSE TYPE E.P. & HYPOID TYPES GREASE CHASSIS LUBRICATING KEROSENE CLEANING SOLVENT	to SHELL CANADA LTD., subject to the proviso that any announced changes in price structures are to be subject to the right of renegotiation or cancellation being vested with the Corporation.

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

1. (Cont'd)

GROUP "B"

FURNACE OIL, NO. 2 STOVE OIL, NO. 1	- to ROSEN FUELS LTD., being the lowest firm tender received.
BUNKER 'C'	- to S. ANGLIN CO. LTD., subject to the proviso that any announced changes in price structures are to be subject to the provision of thirty days' notice of intent and conditional upon the right of renegotiation or cancellation being vested with the Corporation.

It being noted that the foregoing recommendations are based on the lowest or one of the lowest tenders for each item in accordance with the rates prevailing at the time of the tabulation or in the case of lubricating oils and greases, are based on tenders which are generally lower in order to avoid intermixing of crank case and other lubricants which could have deleterious effects.

(Note: A copy of the Summary of Tender No. 78-28 was distributed to all members of Council.)

CARRIED

2. That the action of the Mayor and City Treasurer in accepting the tender of A.E. Ames & Co. Ltd., Richardson Securities of Canada and the Toronto Dominion Bank for the sale of $1,617,289.33 City of Kingston Serial Debentures with an interest rate as follows:

1 to 5 years	- 9¼%;
6 to 10 years	- 9½%;
11 to 15 years	- 9 3/4%

at a price of $100.032 per $100.00 of debentures be ratified, confirmed and approved.

Other tenders received were as follows:

Dominion Securities Limited, Burgess Graham Securities Limited, Equitable Securities Limited & Canadian Imperial Bank of Commerce	$99.426
Wood Grundy Limited & Royal Bank of Canada	99.347
Midland Doherty Limited	99.589
Walwyn Stodgell Cochran Murray Limited, Bank of Nova Scotia & John Graham & Company	99.799
Bill Gouinlock & Company Limited	99.63
Merrill Lynch, Royal Securities Limited & Pitfield Mackay Ross & Company Limited	99.86
Greenshields Inc., Bank of Montreal & Nesbitt Bangard	$99.55
Levesque, Beaubien Inc., & The Provincial Bank of Canada	99.56
Burns Fry Limited, McLeod Young Weir Limited	99.548
Mead & Co. Limited, Molson, Rousseau & Co. Ltd.	99.411

CARRIED

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

3. That no action be taken on the following resolution received from the Town of Geraldton.

> *"WHEREAS The Ontario Municipal Board has stated in writing that all taxpayers within the jurisdiction of a district school board are responsible for the total debt raised by that school board;*
>
> *AND WHEREAS such district school board debt is shared by municipalities of that district on an equalized basis;*
>
> *AND WHEREAS each municipality has absolutely no control over school board borrowing, borrowing which the municipality is held liable for and which consequently affects the municipality's borrowing ability with the Ontario Municipal Board;*
>
> *NOW THEREFORE BE IT RESOLVED THAT: The Corporation of the Town of Geraldton petition the government of Ontario to either, allow municipalities to have control over district school board borrowing; or, to institute the necessary changes so that the Ontario Municipal Board will not take district school board debt into consideration when determining the municipality's ability to borrow;*
>
> *AND FURTHER THAT this resolution be circulated to all municipalities in Ontario, for endorsement, the Association of Municipalities of Ontario, the Association of Small Urban Municipalities of Ontario, to the leaders of the Provincial Parties, to Mr. Jack Stokes, M.P.P. and to the Treasurer of Ontario, Mr. Darcy McKeough."*

CARRIED

4. That Ms. Patricia Warwick of 34 Sydenham Street, Kingston, be appointed to the Local Architectural Conservation Advisory Committee for a period ending December 31, 1978, to replace Mr. R. Smallian.

CARRIED

5. That, as recommended by the Transportation Committee, the car allowance of Mr. Harry Smith, Handyman, Traffic & Streets, be increased to $40 per month, retroactive to January 1, 1978.

(Note: Funds are available in the 1978 Parking Department Budget for this purpose. This recommendation is being based on a car mileage record for the month of May, 1978. Mr. Smith now receives $1 per day for car allowance.)

CARRIED

6. That the account of Robert Martin Electric Limited in the amount of $3,753. for roof and eavestroughing de-icing cable at 329 Johnson Street be approved for payment.

(Note: There are sufficiant funds available from the 1977 budget.)

CARRIED
(Ald. Hawkins Opposed)

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

7. That the Mayor and Clerk-Comptroller be authorized to sign the attached Consent and Waiver of Notice (Schedule "A") in connection with the application for certification of titles of 361028 Ontario Limited and the Waiver of all rights of any notice of application for certification of title that it may be entitled to with respect to the said application to Section 8 (1) (c) of The Certification of Titles Act for the Murney Development property, Kingston waterfront.

CARRIED
(Ald. Miller Opposed)

8. That, as recommended by the Public Works Committee, a By-Law be presented to authorize the reconstruction of the pavements on the streets as shown on Schedule "B" attached hereto to be charged to General Rate.

And further that the amount of $35,000. be transferred from Local Improvements - Pavement - Roden Street, to General Rate Projects - Miscellaneous Road Construction, it being noted that the amount of $60,000. has already been included in the capital budget for this purpose.

CARRIED

9. That, as recommended by the Public Works Committee, the following Schedule for new sidewalk construction under the Local Improvement Act, be approved:

N/S Bath Road from Queen Mary Road to C.N.R.	$16,200.
W/S Portsmouth Ave. from King St. to Mary Street.	18,900.
	$35,100.

and further that a capital budget transfer from General Rate Sidewalks to Local Improvement Sidewalks in the amount of $1,900 be approved.

CARRIED

Ald. Clements withdrew at 9:20 p.m.

10. Whereas plans SK-008 to SK-012 dated June 9, 1978 incorrectly show an elevation of 365' for the top of the building to be constructed on Block "C" (excluding mechanical);

And Whereas revised plans dated June 27, 1978 showing the correct elevation for the top of the 12 storey building of 377 feet above sea level have been received from Webb, Zerafa, Menkes, Housden, the architects for the project:

Therefore be it resolved that a By-Law be presented to Council to amend By-Law No. 9280, "A By-Law to Authorize the Execution of An Agreement with 361029 Ontario Limited (Block "C")" to provide that paragraph 3 (i) of the Agreement dated June 26, 1978 attached to By-Law 9280 be amended to read as follows:

"3. Nature of Development

(i) The Company agrees to develop the land described in Schedule "A" hereto in conformity with the drawings SK-001 to SK-007 dated June 9, 1978 and drawings SK-008 to SK-012 dated June 27, 1978 prepared by Webb, Zerafa, Menkes, Housden, Architects, Toronto, and initialled by the Company and the City as follows:

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

10. (Cont'd)

(a) a level of parking below Ontario Street;

(b) 12 storeys above the level of Ontario Street, provided that the top of the building does not exceed the elevation shown on the plans (377 feet above sea level excluding mechanical), composed of:

1) a first storey of 12,000 square feet gross leaseable area of commercial space and a parking area;

2) a second storey of combined residential, health and recreation facilities; and

3) the remaining storeys to contain 92 residential units.

(Note: The only change on the revised plans is to show the correct elevation of the top of the building (excluding mechanical facilities) as 377 feet above sea level instead of 365 feet and 387 feet including mechanical facilities instead of 375 feet.)

CARRIED

11. That the following budget be approved for the Discovery Train:

Site	$1,645.
Area Cleanup	1,000.
Security & Safety	5,650.
Transportation	1,440.
Trackside Activities	1,000.
Public Relations	855.
Office & Committee Expenditures	3,705.
	$15,295.

said monies to be provided from Finance Contingencies.

CARRIED

12. That the quotation received from Len Corcoran Excavation Limited in the amount of $11,260. for the supply and installation of a 2,000 gallon underground gas storage tank and dispensing pump which includes a 30 key unit, be accepted, it being noted that the removal of rock is an extra at $55. per cubic yard and although the price of $55. per cubic yard for removal of rock is higher than the Public Works Department is paying on large jobs, the Works Engineers do not consider the price out of line because of the small size of the job and the location of the tank near a valuable building - and that Federal Tax is included and Provincial Tax is exempt; and further that monies be provided out of Finance Contingencies for this expenditure.

CARRIED

Ald. Clements returned at 9:23 p.m.

13. That the Mayor and Clerk-Comptroller be authorized to sign the consent for the assignment of the lease between the Corporation of the City of Kingston and the Canadian Locomotive Company Limited dated the first day of January, 1944, in the form approved by the City Solicitor to Marina City Kingston Limited, who in turn will assign the lease to 361029 Ontario Limited.

CARRIED

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

14. That the Cataraqui Region Conservation Authority be notified that the City of Kingston requests that the following projects be included in their Multi-Year Budget Forecast in the year as noted:

1979

Former Beaufort Property North of Bath Road, east of Little Cataraqui Creek -	
15 acres of hard land	$15,000.
10 acres hazard lands	2,500.
John L. Smith Property North of Pine Woods East of Little Cataraqui Creek -	
33 acres wet land	7,000.
42 acres wet land	8,500.
Auld St. Subdivision	25,000.
	$58,000.

1980

Little Cataraqui Creek Area between Princess & Counter Streets - 75 acres - wet lands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1981

Little Cataraqui Creek Area North of Counter Street - 75 acres - wet lands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1982

Great Cataraqui River Marshlands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

1983

Great Cataraqui River Marshlands	$15,000.
Auld St. Subdivision	25,000.
	$40,000.

CARRIED

15. WHEREAS The Appraisal Institute of Canada is holding its Ontario Provincial Conference in Kingston on October 13th and 14th, 1978 at the 401 Inn;

AND WHEREAS the Kingston/Belleville Chapter is hosting the conference;

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

15. (cont'd)

AND WHEREAS the Premier of Ontario is expected to be a dinner guest speaker on October 13th and about 240 Real Estate Appraisers and their spouses are expected to be present;

THEREFORE BE IT RESOLVED that the City of Kingston contribute $200. from Finance Contingencies to provide for two buses from 9 a.m. until 5 p.m. on Friday, October 13th.

CARRIED

Ald. Hawkins declared a conflict of interest in Clause 16 since his wife is a member of Local 141, C.U.P.E. and abstained from participation in discussion and voting on the clause.

16. That the Settlement with Local 141 C.U.P.E. as more particularly set out in the Memorandum of Settlement, be approved, the main changes being:

1. There will be a two year contract.
2. There will be a salary increase of $600 or 6%, whichever is greater, in 1978.
3. There will be an increase for employees of 8% in 1979.

(Note: Copies of the Memorandum of Settlement were distributed with this Agenda to all members of Council.)

CARRIED

17. That, as requested by the Special Committee on the Position of Clerk-Comptroller, approval be given for members of the Committee to travel to Cornwall, Peterborough, Guelph, Sarnia or other comparab municipality, as indicated below, including trips by the Secretary of the Committee to the Cities, as indicated, to study their form of local Government.

Sarnia or other comparable municipality - July 17 - 18, 1978

Ald. French and Mr. P. Hawn

Cornwall - July 24th, 1978

Ald. Miller and Mr. P. Hawn

Peterborough - July 17 - 18, 1978

Ald. Matthews and Ald. Hawkins

Guelph - July 24 - 25, 1978

Ald. Matthews and Ald. Hawkins

Mayor Keyes may be attending at least one out-of-town trip.

And further that the amount of $700. be provided from Finance Contingencies to cover their travelling expenses, such travelling expenses to be as provided for in accordance with City policy.

CARRIED

REPORTS (Cont'd)

Report No. 76 - Finance & Accounts (Cont'd)

Council consented to the addition of Clause 18.

18. That a lease be entered into with Pesmo Limited carryon on business under the firm name and style of Kingston Tennis World for Hangar No. 3, at the Kingston Airport.

(Note: Copies of the proposed lease were distributed to members of Council at the meeting.)

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
V. Tarnowecky

* * *

THE REGISTRY ACT

CONSENT AND WAIVER OF NOTICE

THE CORPORATION OF THE CITY OF KINGSTON, a
registered owner of the lands adjoining Lots A, B, C, D anc
Registered Plan C.1, made land in front of Town Lot 21 (par
Bed of Kingston Harbour); Part of Water Lot 21 and all of W
Lot 22, Part of the Old C.N.R. Right of Way, and Water Lot
Front thereof in Kingston Harbour in the said City of Kings
County of Frontenac and being designated as all of PARTS 1
2 on a Plan of Survey by David T. Humphries dated the 17th
of September, 1976 made under The Certification of Titles A
a copy of which is annexed hereto, hereby consents to the
Application for Certification of Titles of 361028 Ontario L

THE CORPORATION OF THE CITY OF KINGSTON her
waives all rights of any Notice of Application for
Certification of Title that it may be entitled to with resp
the sai d application to Section 8(1)(c) of The Certificatio
Titles Act.

THE CORPORATIONOF THE CITY OF KI

Mayor.

Clerk-Comptroller.

GENERAL RATE ROAD RECONSTRUCTION

		Total Estimated Cost	M.T.C. Subsidy	Debenture Amount
		$	$	$
L. Union Street	West-Wellington	16,500	8,200	8,300
Pine Street	Division to 260' westerly	17,500	8,700	8,800
Cowdy Street	Stephen-Adelaide	21,000	8,400	12,600
Russell Street	Cowdy to 400' easterly	14,800	7,400	7,400
Johnson Street	Victoria-Toronto	18,000	9,000	9,000
Quebec Street	Division-Barrie	58,500	22,000	36,500
Toronto Street	Brock-Johnson	20,500	9,600	10,900
Oakridge Avenue	Johnson northerly 300' (Curb and Gutter only)	2,000	500	1,500
		$168,800	$73,800	$95,000

UNFINISHED BUSINESS

Alderman Gerretsen said that with regard to the petition from residents on Old Oak Road, these buildings are not located on Old Oak Road. He asked how municipal addresses are established in this City and if it is the responsibility of the Post Office?

Mayor Keyes said that it is the responsibility of the Building Inspectio Department.

Alderman Gerretsen said that these two particular apartments exit onto Nickle and Curtis Drives and not onto Old Oak Road although the front and back doors are on Old Oak Road. The reason for this is the concern expressed by the residents of Old Oak Road and Upper Johnson with regard to the volume of traffic.

Alderman Gerretsen said that there appeared to be a lack of understandin on the part of most people with regard to the property tax reform. There may be an unwillingness to understand the full implications of the property tax reform system. He was surprised at the lack of information that has been distributed regarding this matter and the lack of informati in the media both written and oral. Personally, he believed that the Provincial Government took the easy way out by shelving the whole proposa For the average residential property owner there would be more to be gained by the new system than to be lost. Homes in the older part of the City and this is generally speaking can be sold for almost the same amount as the houses in the Polson Park, Calvin Park and west end area and yet the taxes in the Polson Park, Clavin Park and west end are three times as much. He asked what the City could do to keep the matter alive.

Mayor Keyes said that he assumed that the members of Council had received the last statement from the Municipal Liaison Committee. A strongly worded two page letter was presented to the Premier in a meeting with the Municipal Liaison Committee and the Cabinet. He would see this material was circulated if it had not already been. The City of Toronto seemed to be the one that might not derive any benefit from this change. One municipality has petitioned the Provincial Government re market assessmen on properties. This will be discussed at the Association of Ontario Municipalities Convention. A new committee has been formed of which he is a member. This Committee was formed with A.M.O. and large urban municipalities. The first meeting is next Friday. The points Alderman Gerretsen had made are very appropriate and the main problem is that most citizens are lost with regard to the legislation. The A.M.O and similar organizations will have to work with the Government on this issue.

Alderman Gerretsen said that an editorial had appeared in the Kingston Shoppers News on June 28th 1978 relating to the Airport. He had mentioned this article to the Chairman of the Transportation Committee. The article deals with the public's right to know. This article had been brought to his attention by Alderman Mackenzie but because of the negotia he had not read the article until now. It bothered him that an editorial writer would write such garbage. The article talks about one of the City Administrators and Administrators are not able to defend themselves in the same manner as a politican or they are subjected to criticism.
Alderman Gerretsen read two parts of the article. He suggested that this article be referred to the City Solicitor for his comments.
An open line show was held on Cable T.V. The master of ceremonies Mr. Garth Scott dealt with the whole airport issue. There were five individu on the program and all five individuals had some point of view. These people live in that area and believe that whatever can be done to stop expansion of the airport should be done. It was a call in program and he tried to call in and had reached the telephone answering service. The number never appeared on the screen again so he was unable to reach the program. The program should have had the Chairman of the Transportation Committee or someone from the City there to give answers with regard to the airport. The City does not control the people who use the airport or their designations, whether the Township of Kingston, Township of Pittsburgh. etc. The City has nothing to gain from the airport that the entire area does not gain also. The City is losing because it is paying the bill. People are saying why does the City not

UNFINISHED BUSINESS (Cont'd)

come to the Township with their ideas, why are they doing things behind our back? Over four or five years ago when the last runway was extented there was talk about extending the other runway. This has been in the news all the time. The airport has been there for many years and the Kingston Township has allowed people to develop land in the vicinity of the airport. The Township has now planned a subdivision in the northeast corner and people who purchase these properties will complain.

Alderman Gerretsen said that he would urgently request that the editorial be turned over to Mr. Jackson, City Solicitor for his opinion. He did not think the City Administrators should be subjected to this type of comment.

Mayor Keyes said that he had written a reply to this editorial stating the same comments as made by Alderman Gerretsen.

Alderman McArthur said that two weeks ago he had been at the scene of an accident between a City bus and a car. He asked when the Finance Committee would be meeting with the Public Utilities Commission to discuss the purchase of buses.

Mayor Keyes said that a request was received from the Public Utilities Commission for a meeting and September 6th 1978 was suggested for a joint meeting.

Alderman McArthur said that the Transportation Committee had recommended at this meeting and it was approved that the fines for dogs barking be increased to $25.00. He asked how it was intended to enforce this. He had not had any success in having this section of the by-law enforced.

Alderman McArthur explained his experience in trying to have action taken with regard to a barking dog.

Alderman Breen said that he had seen in the minutes of the Parks and Recreation Committee that only one tender was received for the work at the Wally Elmer Youth Centre and it was high. The Committee had decided to retender and have the work done next year. At the time this matter was discussed assurance was given that there were sufficient monies to do this work. He asked if the monies in the capital budget for the ice surfacing machine had been spent.

Mayor Keyes said that the money for the ice surfacing machine has been spent. At the next Finance Committee Meeting the consulting engineer will appear to give an explanation as to how the estimate was arrived at, verified by them when application was made to the Ontario Municipal Board for approval to include monies in the capital budget and was so far off.

Alderman Gorham said that as far as he was concerned you could not blame the Parks and Recreation Committee. The Committee followed the right procedure by hiring consulting engineers. The consulting eningeers were to blame. The firm has been requested to look into the matter.

Alderman Breen asked if the consulting engineers had been paid.

Mayor Keyes said that he believed the consulting engineers had been paid.

Alderman Breen said that there should be some type of refund.

Mayor Keyes said that in fairness to the work done by the consulting engineers it is still valid. Only one reply to the tender came in and one reply makes you wonder if they had worked very hard on the estimate. Consideration should be given to retendering later on and it may be that the tenders received may be close to the proposed cost.

Alderman Matthews said that when the rink was built the Parks Department and the consulting engineers have to take some responsibility for the rink being built on a land fill site. They were aware that there would be problems if they built in that area.

BY-LAWS

Council consented to the addition of By-Law No. 13, to the withdrawal of By-Law No. 4 since Clauses 1-3 of Report No. 72 were Tabled and to the deletion of the reference to Clause No. 3, Report No. 71 in By-Law No. 2.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 3 and 5 to 7 and 13 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That Rule No. 35 of By-Law 1 be suspended for the Purpose of giving By-Law 8 its Third Reading.

CARRIED

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Laws 8 to 12 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies". (Amend Fine on Dogs Barking).
(FIRST & SECOND READINGS) (PROPOSED NO. 9299)
Clause 2, Report No. 71, 1978

(2) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9300)
Clauses 4, 5, 6, 8, 9, and 10, Report No. 71, 1978

(3) A By-Law to amend By-Law 10, "A By-Law Respecting Streets". (Widening of existing entrances to Voyageur Bus Terminal).

(FIRST & SECOND READINGS) (PROPOSED NO. 9301)
Clause 7, Report No. 71, 1978

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston". (Rezone 0.13 ha parcel of Land Located on the South Side of South Bartlett Street, between Smith and Victoria Streets from B3 (Multiple Family) Residential to C.157 Commercial).

(FIRST & SECOND READINGS) (PROPOSED NO. 9302)
Clause 1, Report No. 72, 1978

WITHDRAWN

BY-LAWS (Cont'd)

(5) A By-Law to Amend By-Law No. 8817, "A By-Law to Provide for a Building Permit Deposit for New Buildings, and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Works)." (Amend Deposit).

(FIRST & SECOND READINGS) (PROPOSED NO. 9303)
Clause 5, Report No. 74, 1978

(6) A By-Law to Authorize the Construction of a Storm Sewer in Roden Street from Johnson Street to Silver Street; And In Silver Street from Roden Street to Watts Crescent; And In Watts Crescent from Silver Street to North Limit of Watts Crescent Under the Provisions of Section 7 of The Local Improvement Act (PETITION).

(FIRST & SECOND READINGS) (PROPOSED NO. 9304)
Clause 7, Report No. 74, 1978

(7) A By-Law to Authorize the Reconstruction of Certain Pavements in the City of Kingston. (General Rate).

(FIRST & SECOND READINGS) (PROPOSED NO. 9307)
Clause 8, Report No. 76, 1978

(8) A By-Law to Confirm the Proceedings of Council at Its Meeting Held July 10, 1978.

(THREE READINGS) (PROPOSED NO. 9305)
City Council Meeting No. 17

(9) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets From A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial).

(THIRD READING) (PROPOSED NO. 9285)
Clause 1, Report No. 65, 1978

(10) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 0.28 Acre Parcel of Land Located at the North-West Corner of Concession and Connaught Streets from A5 (One and Two Family) Residential to C Commercial, C2.156 (Arterial) Commercial, and A5.156 (One and Two Family Residential)

(THIRD READING) (PROPOSED NO. 9287)
Clause 6(b), Report No. 65, 1978

(11) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (New 1978-79 Rotation Schedule).

(THIRD READING) (PROPOSED NO. 9289)
Clause 8, Report No. 66, 1978

BY-LAWS (Cont'd)

(12) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreation Facilities of The Corporation of the City of Kingston" (Substitute New Schedule "M" and Include New Schedule "N").

(THIRD READING) (PROPOSED NO. 9295)
Clauses 1 and 2, Report No. 68, 1978

(13) A By-Law to Amend By-Law No. 9280, "A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited" (Block C) (Amend Paragraph 3(i) of the Agreement dated June 26, 1978).

(FIRST & SECOND READINGS) (PROPOSED NO. 9306)
Clause 10, Report No. 76, 1978

MOTIONS

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That the congratulations of Council be extended to Ald. John Clements and his wife and Ald. John Gerretsen and his wife, on the births of their sons.

CARRIED

Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

CARRIED

Council adjourned at 10:15 p.m.

(L.S.)

(Signed) *T.J. McKibbin* (Signed) *Ken Keyes*
Clerk-Comptroller Mayor

Local Govt.

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council will be held on Monday, July 24, 1978 in the Council Chamber, City Hall, at 8:00 p.m.

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 17, held July 10, 1978, be adopted as printed.

COMMUNICATIONS

To be Filed

(471) From Mrs. Irene Mooney expressing her objection to the Third Reading of the Zone Change for the Shopping Plaza to be located at Division-Concession Streets as this area is mainly residential with one and two-family homes and notifying that there would be no objection made if this area was designated for duplexes or a small apartment building, as this would be compatible with the present low density.

(472) *Labour Relations News* Issue No. 78-6 with an attachment entitled "The Anatomy of a Collective Agreement", and "Arbitration Cases".

(Copies have been distributed to all members of Council.)

(473) From the Director of Public Hearings, Canadian Radio-Television and Telecommunications Commission acknowledging receipt of the City's letter regarding the application by Bell Canada for an increase in rates.

(474) Minutes of Meeting No. 16 of the Public Utilities Commission dated June 19, 1978.

(Copies have been distributed to members of Council.)

(475) A letter from the Chairman of the Ontario Winter Games, Mr. G.N. Speal enclosing a brochure relating to the activities to date.

To be Referred to the Public Works Committee

(476) From the Ministry of the Environment, an open letter to those who responded to the report of the Municipal Working Group, enclosing a copy of the draft regulation for municipalities recently sent to the Municipal Liaison Committee by the Minister of the Environment.

Which Has Been Referred to the Public Works Committee

(477) From the Ministry of the Environment, copy of a News Release entitled "Ontario Introduces New Plan to Assist Municipal Water and Sewage Projects".dated

(478) From the Township of Rochester requesting endorsation of their resolution with respect to the regular inspection and proper maintenance as well as repairs to Municipal Bridges throughout the Province of Ontario.

COMMUNICATIONS (Cont'd)

To be Filed

(479) From the Ministry of Culture and Recreation, Legal Branch, notifying that the Ontario Heritage Foundation (for which they are solicitors) supports the application to the O.M.B. by the City for approval of a by-law to regulate land use passed pursuant to Section 35 of The Planning Act.

(480) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to smoke detectors.

(481) Copy of "Housing Ontario" dated July 1, 1978.

(482) Copy of "GREAT LAKES 'Focus' ON WATER QUALITY" from the International Joint Commission, Windsor, dated July 1978.

(483) From the Minister of Education acknowledging receipt of a copy of the City's letter informing the City of Sarnia that Kingston City Council opposes the resolution of the Council of the City of Sarnia concerning school crossing guards.

(484) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to the rent supplement expenditures by municipalities on behalf of recipients of General Welfare Assistance.

(485) From the Ministry of Treasury Economics and Intergovernmental Affairs acknowledging the City's letter endorsation of the resolution rejecting the recommendation of the Hamilton-Wentworth Region Review Commission for a single-tier government in the Region and advising that the government has decided not to proceed with any restructuring in Hamilton-Wentworth at this time.

(486) From the Ministry of Correctional Services, their publication "Correctional Update" for May/June, 1978.

Which Has Been Referred to the Director of Personnel

(487) From the Association of Municipalities of Ontario notifying that they will be forwarding a number of technical bulletins on Labour Relations and are planning to hold a clinic on this subject during the AMO Convention at the Royal York Hotel. If the City has some questions for this clinic it is requested that they be forwarded to the A.M.O. not later than August 10, 1978.

To be Referred to the City of Kingston Planning Board

(488) From the Conservation Review Board enclosing a Report on Rochleau House, 70-72 Princess Street notifying that this building is now designated as a property of historic and architectural interest.

(489) From Mr. & Mrs. Phipps-Walker, 49 Earl Street with respect to Zoning By-Law 9283 which is a By-Law to amend By-Law 3077, "Restricted Area (Zoning) By-Law for the City of Kingston", notifying that they do not support this by-law which is with regard to the Marina City Development.

Which Has Been Referred to the City of Kingston Planning Board

(490) From the Cataraqui Region Conservation Authority enclosing a copy of a fill application for Tackaberry Heating Supplies Ltd., Part Lot 24, Concession III, City of Kingston and requesting the comments of Council.

COMMUNICATIONS (Cont'd)

To be Filed

(479) From the Minister of Culture and Recreation, Reuben Baetz, notifying that the Ontario Heritage Foundation (for which they are solicitors) supports the application to the O.M.B. by the City for approval of a by-law to regulate land use pursuant to Section 35 of The Planning Act.

(480) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to [illegible].

(481) Copy of "Housing Ontario" dated July 1, 1979.

(482) Copy of "GREAT LAKES FOCUS" on water quality" from the International Joint Commission, Windsor, dated July 1979.

(483) From the Minister of Education acknowledging receipt of a copy of the City's letter informing the City of Barrie that Kingston City Council opposes the resolution of the Council of the City of Barrie concerning school crossing guards.

(484) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to the cost supplement expenditures by municipalities on behalf of recipients of General Welfare Assistance.

(485) From the Ministry of Treasury, Economics and Intergovernmental Affairs acknowledging the City's letter endorsation of the resolution respecting the implementation of the [illegible] Region Review Commission for a single-tier government in the Region and advising that the government has decided not to proceed with any restructuring of Hamilton-Wentworth at this time.

(486) From the Ministry of Correctional Services, [illegible], "Correctional Update" for [illegible], 1979.

Which Has Been Referred to the [illegible] Committee

(487) From the Association of Municipalities of Ontario notifying that they will be presenting a number of [illegible] on various [illegible] and are planning to hold a [illegible] [illegible] of the [illegible]. If the City has some comments on this [illegible], it is requested that they be forwarded to the A.M.O. not later than August 17, 1979.

To be Referred to the City of Kingston Planning Board

(488) From the Conservation Review Board enclosing a report on [illegible] House, [illegible] Street, advising that this building is now designated as a property of historical and architectural interest.

(489) From Mr. [illegible], 45 [illegible] Street with regard to [illegible] By-law [illegible] which is a by-law to amend By-law [illegible] "Restricted Area (Zoning) By-law for the [illegible]" advising that they do not support this by-law which is with regard to the [illegible] City [illegible].

Which Has Been Referred to the City of Kingston Planning Board

(490) From the Cataraqui Region Conservation Authority enclosing a copy of a bill authorizing the [illegible] Part Lot 17, Concession III, City of Kingston and requesting the approval of Council.

COMMUNICATIONS (Cont'd)

To be Referred to the Transportation Committee

(491) From Mrs. Irene Mooney requesting to have the East-West Expressway deleted from the City of Kingston's Official Plan.

To be Referred to the Traffic & Streets Administrator

(492) From the Ministry of Transportation and Communications with respect to the 1978 Subsidy Allocation, Installation of Traffic Signals, notifying that the amount of $17,000 has been authorized for traffic signal installation and/or modernization.

To be Referred to the Community Services Committee

(493) From the Regional Municipality of Waterloo requesting endorsation of their resolution with respect to soft drink containers, requesting that the Province of Ontario provide the legal authority for individual municipalities to establish refundable mandatory deposits or establish a province-wide mandatory deposit system.

To be Referred to the Finance and Accounts Committee and the Public Utilities Commission

(494) From the Corporation of the City of Stratford requesting endorsation of their resolution requesting the Ontario Government to provide exemption from or make the necessary changes to the Highway Traffic Act, the Public Vehicles Act, and the Education Act that would allow school bus operators to provide transportation to workshops for retarded adults.

To be Referred to the Finance and Accounts Committee

(495) From the City of Windsor requesting endorsation of their resolution of protest to the Canadian Radio-Television Commission against the completion of an unnecessary jack installation program and any increase in either residential or business telephone rates to cover the cost of the work which has already been carried out by Bell Canada.

To be Referred to the Parks & Recreation Committee

(496) From a taxpayer of the City of Kingston notifying that he is concerned about the liability of the City in respect to the Kingston Marine Museum and stating that he believes that it is not a safe excursion to take due to bad sign posting, an extremely dangerous overpass, an old buoy that children climb onto and an anchor at the entrance to the Museum which people could well trip over.

To be Referred to the Public Works Committee

(497) From the National Solid Wastes Management Association, their publication entitled "San Francisco" which notifies of the Seventh National Congress on Waste Management Technology and Resourceand Energy Recovery to be held on September 19th to 22, 1978 in San Francisco.

(498) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of the publication "Think Metric in Construction" published by the C.M.H.C.

PETITIONS

REPORT NO. 77

July 11, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on April 10, 1978, Council passed By-Law No. 9232, an amendment to Zoning By-Law No. 8499, with respect to lands located south of Princess Street, east of the Little Cataraqui Creek, owned by Mississauga Apartments Limited; and

WHEREAS a provision of such amending By-Law was that the maximum number of permissible dwelling units shall be 315; and

WHEREAS the City of Kingston Planning Board had originally recommended that the maximum number of permissible dwelling units on this site be 326, and the Ontario Municipal Board in its decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 recommended that the maximum number of dwelling units be 326; and

WHEREAS an objection has been received and considered by the Planning Board and the Board concurs with the objection;

THEREFORE BE IT RESOLVED THAT By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River) be amended as follows:

a) Delete Section 109 in its entirety and replace it with the following:

"109. On the approximately 11.9 acre parcel of land located south of Princess Street east of the Little Cataraqui River and designated B1.109 on Zoning Map No. 11, the maximum number of permissible dwelling units shall be 326."

2. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street; East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1. Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential to Zoning By-Law No. 541 to B1.109 (Multiple Family) Residential), (Increase Maximum Number of Permissible Dwelling Units from 315 to 326)', is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 95, which has not yet been approved by the Minister.

3. WHEREAS Council has advertised notice of its intention to pass a by-law to designate Leahurst, South Cottage and the Gazebo on the grounds of the Kingston Psychiatric Hospital as properties of historic or architectural value or interest pursuant to Section 29 of The Ontario Heritage Act, 1974; and

WHEREAS the Ministry of Government Services, requests the City to terminate proceedings on the grounds that the Act does not bind the Crown and therefore the City has no authority to designate Crown property;

THEREFORE BE IT RESOLVED that the City not proceed with the designation of Leahurst, South Cottage and the Gazebo on the grounds of the Kingston Psychiatric Hospital.

4. WHEREAS on January 24, 1978, Planning Board recommended that 9 Kennedy Street be designated a building of historic and architectural value pursuant to Section 29 of The Ontario Heritage Act, 1974, conditional upon the owner donating to the City a heritage easement pursuant to Sections 36 and 37 of The Ontario Heritage Act, 1974; and

WHEREAS the City Solicitor has prepared the relevant agreements which have been recommended for approval by the Local Architectural Conservation Advisory Committee;

THEREFORE BE IT RESOLVED that an agreement to enter into an easement agreement with the owners of 9 Kennedy Street, as approved by the City Solicitor, be approved; and

BE IT FURTHER RESOLVED that an easement agreement as recommended by the City Solicitor, be entered into with the owners of 9 Kennedy Street, pursuant to Sections 36 and 37 of The Ontario Heritage Act, 1974.

5. That, as requested by the owner, Mr. Peter V. Crawford, and as recommended by the Local Architectural Conservation Advisory Committee, 38-40-42 Clergy Street be designated as a building of historic and architectural value, pursuant to Section 29 of The Ontario Heritage Act, 1974; and that, as requested by the Ontario Heritage Foundation, a heritage easement pursuant to Sections 36 and 37 of The Ontario Heritage Act, 1974 be conveyed to the City, this heritage easement to be registered on the title of the property and be enforceable against all successors on title.

July 18, 1978.

6. That Development Control application #71-78, Paron Construction Limited, be approved subject to the owner entering into the City of Kingston's standard Development Control Agreement which shall include among other matters the following conditions:

(a) development shall be in accordance with the following plans:

1 - Site Plan - Scale: 1/16"=1'0" - Date July 17/78
2 - Level One - Scale: 1/16"=1'0" - Date July 17/78
3 - Level Two - Scale: 1/16"=1'0" - Date July 17/78
4 - Elevations (north & south) - Scale: 1/16"=1'0" - Date July 17/78
5 - Elevations (east & west) - Scale: 1/16"=1'0" - Date July 17/78
6 - Section (east to west) - Scale: 1/16"=1'0" - Date July 17/78
7 - Detail Level One (phase 1) - Scale: 1/8"=1'0" - Date July 17/78
8 - Detail Level One (phase 2) - Scale: 1/8"=1'0" - Date July 17/78
9 - Detail Level One (phase 3) - Scale: 1/8"=1'0" - Date July 17/78
10 - Detail Level Two (phase 1) - Scale: 1/8"=1'0" - Date July 17/78
11 - Detail Level Two (phase 2) - Scale: 1/8"=1'0" - Date July 17/78
12 - Detail Level Two (phase 3) - Scale: 1/8"=1'0" - Date July 17/78
18 - Apartment (first floor) - Scale: 1/16"=1'0" - Date July 17/78
19 - Section - Scale: 1/8"=1'0" - Date July 17/78
20 - Hotel (floor plans) - Scale: 1/8"=1'0" - Date July 17/78
21 - Office (floor plans) - Scale: 1/8"=1'0" - Date July 17/78

(b) that the 16" Ø watermain in Clarence Street shall be extended southerly along Ontario Street to Johnson Street with the owner paying the cost of a 12" Ø main and the P.U.C. assuming the cost of oversizing to 16" Ø,

(c) water service laterals and private mains and hydrants shall be at the owner's cost and in accordance with P.U.C. and Fire Department standards,

(d) the electrical supply shall be 44 KV to owner's transformer, with the supply to be loop feed at the corner of Johnson and Ontario Streets, and the owner shall be responsible for all cabling and transformation costs beyond the property line and for the provision of primary loop feed servicing,

(e) that a 20' fire route be provided from Ontario Street to the west end of the hotel,

(f) location and design of all signs and exterior lighting shall be subject to City approval,

(g) that pedestrian public access routes shall be guaranteed in perpetuity around the periphery of the site as shown on Plans 1, 2 and 3 and shall be constructed in the first phase of development,

(h) that existing sidewalks be reconstructed or new sidewalks be constructed on Clarence Street, Ontario Street, and Johnson Street,

(i) that a plan be submitted for approval showing the revised treatment of the walls along Clarence Street, Ontario Street and Johnson Street, and of the sea wall, such plan to be submitted before a building permit shall be issued;

and subject also to clarification by the City Solicitor of the zone line and the property line.

7. WHEREAS the resignation of Mr. G. S. Ross from the City of Kingston Planning Board has been received, to be effective on July 19, 1978,

THEREFORE BE IT RESOLVED that a letter be sent to Mr. Ross accepting his resignation and expressing regret at his decision and appreciation for his work as a member of Planning Board; and, further, that a replacement for Mr. Ross be named.

8. That, as recommended by the Development Control Committee, the following plans, submitted by Tackaberry Heating Supplies Limited for an addition to existing manufacturing facility for crane bay and machine floor at 60 Dalton Avenue:

Plan 1 - Site Plan & Ground Floor Plan - Scale: 1/8" = 1'0" and 1" = 50 ft. - June 16/78.

Plan 2 - Elevations - Scale: as noted - June 16/78.

Plan 4 - Coloured Elevation.

Plan 5 - Site Plan Revisions and Information - Scale: 1" = 40 f July 14/78.

be approved, subject to the owner entering into the City's standard Development Agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that the portion of the site lying in front of the existing and proposed building shall be paved and curbed and a landscaped area a minimum of 5 ft. deep shall be placed between the paved area and the front of the building and that plans of these improvements shall be submitted and implemented within one year of the issuance of the building permit;

c) that the watercourse which presently crosses the site shall be maintained by the owner so long as it continues to serve that function;

d) that a copy of the application to the Conservation Authority for a fill permit shall be filed with the City Engineer.

9. WHEREAS on June 12, 1978, City Council gave development control approval to Woodlon Developments Limited for a commercial structure at 900 Portsmouth Avenue which included a condition requiring City approval for all free standing signs;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the plan prepared by Acme Neon Signs (London) Ltd., Design No. B.112, Scale: 1/2"=1'-0", dated May 5, 1978, which shows a sign with maximum height of 17'-3" with a two-faced sign 6 ft. x 8 ft. be approved on condition that no part of the sign is located less than 5 ft. from the street line and not more than 5 ft. from the south property line and that a brick planter as shown at the sign base be also provided by the owner.

). That, as recommended by the Development Control Committee the following plans, submitted by C.A. Smith (for Huron Chemicals Ltd. prospective purchaser) for an industrial fabrication shop and storage areas on Don Street @ Dalton Avenue:

Plan 543 AO - Site Development Plan - Scale: 1" = 30 ft. - June 22, 1978.

Plan 543 A1 - Plan Elevations Sections - Scale: 1/8" = 1'0" - June 22, 1978.

Plan 543 A - Existing Conditions - Scale: 1" = 30 ft. - June 22, 1978.

be approved, subject to the owner entering into the City's standard Development Agreement, which shall include the following conditions:

a) that development be in accordance with the above listed plans;

b) that prior to issuance of a building permit a landscaping plan for the entire site be filed for City approval and implemented within one year of the issuance of the building permit;

c) that prior to issuance of the building permit, the owner, at his cost, shall acquire from the owner of the abutting property to the east an easement in favour of the P.U.C. to allow for maintenance of existing water and gas services which cross from Dalton Avenue over the abutting property to service the subject property;

d) that electric supply shall be from the north side of Don Street in accordance with P.U.C. standards;

e) that the owner shall maintain the existing watercourse which crosses the southeast section of the site.

Respectfully submitted,

CHAIRMAN

Report No. 78

July 17, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That subject to the approval of the Ministry of Transportation and Communications, the tender of Spada Tile Inc., 42 Joseph Street, in the amount of $87,336.61, to construct and reconstruct the concrete sidewalks on the streets listed in the Information for Tenderers of Contract 78/1W, be accepted being the lower tender received.

2. That the tender of A.Lillis, 592 Division Street to accept and dispose of approximately 2.5 million gallons of sewage sludge from the Water Pollution Control Plant at a price of 1.49¢ per gallon, be accepted being the only tender received.

3. That Contract 78/3W with Donald A. Foley Ltd for construction of sewers on Wellington St and pavement reconstruction and widening on Queen St., be amended by extending the completion time allowance from 50 days to 58 days to provide the Contractor with sufficient time to construct Bell Canada ducts and manholes in conjunction with the contract work.

Respectfully submitted,

Chairman

REPORT NO. 79

To The Mayor and Aldermen July 18th, 1978

The Transportation Committee reports and recommends as follows :-

1. THAT WHEREAS in view of the commitment by Telecommunications Branch, Transport Canada to reduce the hours of Aeradio Advisory Services at the Kingston Airport, the possibility of elimination of Aeradio operation personnel at Kingston and the suggestion that Kingston Airport traffic can be handled by a remote communications system from Ottawa;

AND WHEREAS such a peripheral system would greatly reduce the availability of air navigational information required for safe arrival and departure of aircraft using the Kingston Airport;

AND WHEREAS the amount of scheduled aircraft traffic and corporate aircraft using the airport has shown a substantial increase during the past three years and itinerant traffic for the month of June, 1978 was 1,617 movements;

AND WHEREAS the airport is providing an essential service for industry and commerce in this area of Eastern Ontario, and a reduction in the airport service capability would have a detrimental affect on the economic base of this area;

THEREFORE BE IT RESOLVED that Transport Canada be advised that the Corporation of the City of Kingston is opposed to any reduction of Aeradio Advisory Service at the Kingston Airport.

2. THAT WHEREAS the present weakness of the industrial sector is national in scope, and, therefore, goes far beyond the municipal and area level;

AND WHEREAS municipal incentives in the form of tax concession could lead to competition between municipalities that would result in undue financial burden to the municipality entering into the highly competitive pursuit of attracting industry through a policy of forgiving the payment of taxes for a period of ten years;

AND WHEREAS the industrial sector requires national policies to improve the profit and cash flow capability of enterprises and does not need more incentives such as DREE-type grants, etc.;

THEREFORE BE IT RESOLVED that the following resolution of the Corporation of the County of Essex NOT BE ENDORSED :-

> *"WHEREAS some local industry is being lost because of plant buildings having become obsolete and being replaced elsewhere, giving rise to loss of employment and municipal tax revenue;*
>
> *AND WHEREAS incentives to rehabilitate such buildings to economic usefulness are desirable, and such incentives are available in other jurisdictions, particularly some bordering American states;*

2. continued...

THEREFORE the Council of the Corporation of the County of Essex petitions the Treasurer of Ontario to develop legislation permitting a municipality to declare an industrial enterprise within its boundaries as having undertaken an eligible substantial modernization or updating of its plant buildings, and thereupon the building assessment for municipal taxation be forgiven for a period of ten years so that any increased assessment from such modernization or updating not resulting in increased municipal taxation during the terms of such freeze period."

Respectfully Submitted,

Chairman

REPORT NO. 80

July 13, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. THAT the draft Noise Control By-Law as prepared by N. Jackson, City Solicitor, as set out on the attached Schedule A, be presented to Council for two readings.

2. THAT a By-Law be presented to Council to repeal By-Law No. 174, "A By-Law to determine the hours of closing and requiring the closing of shops on weekly holidays". (Beauty Shops).

3. THAT as recommended by N. Jackson, City Solicitor, By-Law No. 122, "A By-Law for the protection of children", be amended as set out on the attached Schedule B.

Respectfully submitted,

CHAIRMAN

BY-LAW NO.

A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO CONTROL NOISE

PASSED:

WHEREAS it is expedient to exercise the power conferred upon the Council by The Environmental Protection A 1971, as amended, and other statutory authority; and

WHEREAS a recognized body of scientific and technological knowledge exists by which sound and vibration may be substantially reduced; and

WHEREAS the people should be ensured an environment free from unusual, unnecessary, or excessive noise or vibration which may degrade the quality and tranquillity of their life or cause nuisance; and

WHEREAS it is the policy of the council to reduce and control such noise or vibration;

NOW THEREFORE, the Council of the Corporation of the City of Kingston enacts as follows:

1. Definition
   In this By-Law.
   (a) Construction

"construction" includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alteration and the structural installation of construction components and materials in any form or for any purpose, and includes any work in connection therewith;

(b) Construction Equipment

"construction equipment" means any equipment or device designed and intended for use in construction, or material handling, including but not limited to, air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks

loaders, scrapers, pavers, generators, off-highway haulers or trucks, ditchers, compactors and rollers, pumps, concrete mixers, graders, or other material handling equipment;

(c) Conveyance

"conveyance" includes a vehicle and any other device employed to transport a person or persons or goods from place to place but does not include any such device or vehicle if operated only within a building;

(d) Council

"Council" means the Council of the Corporation of the City of Kingston;

(e) Highway

"highway" includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle designed and intended for, or used by, the general public for the passage of vehicles;

(f) Minister

"Minister" means Minister of the Environment;

(g) Ministry

"Ministry" means Ministry of the Environment;

(h) Motor Vehicle

"motor vehicle" includes an automobile, motorcycle, and any other vehicle propelled or driven otherwise than by muscular power; but does not include the cars of electric or steam railways, or other motor vehicle running only upon rails, or a motorized snow vehicle, traction engine, farm tractor, self-propelled implement of husbandry or road-building machine within the meaning of The Highway Traffic Act;

(i) Motorized Conveyance

"motorized conveyance" means a conveyance propelled or driven otherwise than by muscular, gravitational or wind power;

(j) Municipality

"municipality" means the land within the

1. (j) (cont'd)

limits of the City of Kingston'

(k) Noise

"noise" means unwanted sound;

(l) Noise Control Officer

"Noise Control Officer" means a person designated by Council who is responsible for the administration of this by-law.

(m) Other Areas

"Other Areas" shall mean any area of the municipality that is within areas designated on Schedule 4 as Other Areas.

(n) Point of Reception.

"point of reception" means any point on the premises of a person where sound or vibration originatin from other than those premises is received;

(o) Residential Area

"residential area" means any area of the municipality that is designated on Schedule 4 as a residential area.

(p) Stationary Source

"stationary source" means a source of sound which does not normally move from place to place and includes the premises of a person as one stationary source, unless the dominant source of sound on those premises is construction equipment or a conveyance.

2. Prohibitions

No person shall emit or cause or permit the emission of sound resulting from an act listed in Schedule 1 - General Prohibitions, and which sound is clearly audible at a point of reception.

3. Limitations by Time and Place

No person shall emit or cause/or permit the emission of a sound resulting from any act listed in Schedule 2 -

3. (cont'd)

Prohibitions by Time and Place, if clearly audible at a point of reception located in an area of the Municipality specified in Schedule 2 within a prohibited time shown for such an area.

4. Exemption

Public Safety

Notwithstanding any other provision of this by-law, it shall be lawful during an emergency to emit or cause or permit the emission of sound or vibration in connection with emergency measures:

(a) for the immediate health, safety or welfare of the inhabitants or any of them; or,

(b) for the preservation or restoration of property; unless such sound or vibration is clearly of a longer duration, or nature more disturbing, than is reasonably necessary for the accomplishment of such emergency purpose.

5. Grant of Exemption by Council

(1) Application to Council

Notwithstanding anything contained in this By-Law any person may make application to Council to be granted an exemption from any of the provisions of this by-law with respect to any source of sound or vibration for which he might be prosecuted and Council, by resolution, may refuse to grant any exemption or may grant the exemption applied for or any exemption of lesser effect and any exemption granted shall specify the time period during which it is effective and may contain such terms and conditions as Council sees fit.

(2) Details of Application for Exemption

The application mentioned in subsection (1) shall be made in writing, in duplicate, and shall contain;

(a) the name and address of the applicant,

5. (2) (b) a description of the source of sound or vibration in respect of which exemption is sought,

(c) a statement of the particular provision/or provisions of the by-law from which exemption is sought;

(d) the period of time, of a duration not in excess of six months, for which the exemption is sought,

(e) the reasons why the exemption should be granted,

(f) a statement of the steps, if any, planned or presently being taken to bring about compliance with the by-law, and

(g) proof of publication within the preceding ten days, in a newspaper of general circulation within the Municipality, of a notice of intention to apply for an exemption to this by-law, containing the information required by clauses (a) through (e) hereof, and further stating the date upon which it is intended that application will be made to Council.

(3) Noise Control Officer

Council shall cause one copy of the application for exemption to be delivered to the Noise Control Officer and he shall prepare a report to Council forthwith, stating his opinion of the merits of the application and his recommendations as to terms and conditions which, in his opinion, should be imposed upon the applicant if the exemption is granted and Council will not consider the application for exemption until it has received the report of the Noise Control Officer.

(4) Report

The Noise Control Officer shall forward a copy of his report to the applicant at the address shown on the application by prepaid registered mail and shall, not sooner than two weeks after the mailing of the report to the applicant, submit the report to Council and shall, on request

5. (4) (cont'd)

make his report available for public inspection.

(5) Decision

In deciding whether to grant the exemption, Council shall consider the application, the report of the Noise Control Officer, and any written submission then received by Council and made by the applicant after receipt of the report of the Noise Control Officer and the Council may consider such other matters as it sees fit.

(6) Breach

Breach by the applicant of any of the terms or conditions of the exemption shall render the exemption null and void.

6. Exemption of Traditional, Festive or Religious Activities

Notwithstanding any other provision of this by-law this by-law does not apply to a person who emits or causes or permits the emission of sound or vibration in connection with any of the traditional, festive, religious and other activities listed in Schedule 3.

7. Severability

If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced Council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

8. Penalty

Every person who contravenes any of the provisions of this by-law is guilty of an offence and shall, upon conviction thereof, forfeit and pay at the discretion of the convicting Profincial Judge or Justice of the Peace acting within his teritorial jurisdiction, a penalty of not less than $50.00 nor more than $1,000.00 for a first offence

8. (cont'd)

and not less than $100.00 and not more than $1,000.00 for a second or subsequent offence, exclusive of costs and every such fine is recoverable under the Summary Convictions Act.

9. Schedules "1", "2", "3" and "4" to this by-law form part and parcel of this by-law.

10. (1) By-Law No. 625 in its entirety and Section 8 of By-Law No. 8 are hereby repealed.

(2) Any other by-law of The Corporation of the City of Kingston not consistent with the provisions of this by-law shall be repealed to the extent necessary to give full effect to this by-law.

READ A FIRST AND SECOND TIME this day of , 1978.

READ A THIRD TIME AND FINALLY PASSED this day of ,1978.

Mayor

Clerk-Comptroller

I hereby certify the foregoing to be a
complete and true copy of By-Law No.

Clerk-Comptroller

This By-Law is approved pursuant to the
provisions of The Environmental Protection
Act, 1971, as amended, as Toronto, this
day of , 1978.

Minister of the Environment

SCHEDULE 1

GENERAL PROHIBITIONS

1. Racing of any motorized conveyance other than in a racing event regulated by law.
2. The operation of a motor vehicle in such a way that the tires squeal.
3. The operation of any combustion engine without an effectiv exhaust muffling device in good working order and in constant operation.
4. The operation of a vehicle or a vehicle with a trailer resulting in banging, clanking, squealing or other like sounds due to improperly secured load or equipment, or inadequate maintenance.
5. The operation of an engine or motor in, or on, any motor vehicle or item of attached auxiliary equipment for a continuous period exceeding five minutes, while such vehicle is stationary in a residential area, unless:
   - (i) the vehicle is in an enclosed structure constructed so as to effectively prevent excessive noise emission or
   - (ii) the original equipment manufacturer specifically recommends a longer idling period for normal and efficient operation of the motor vehicle in which case such recommended period shall not be exceeded; o
   - (iii) operation of such engine or motor is essential to a basic function of the vehicle or equipment, including but not limited to, operation of ready-mixed concrete trucks, lift platforms or refuse compactors and heat exchange systems during normal operation; or
   - (iv) weather conditions justify the use of heating or refrigerating systems powered by the motor or engine for the safety and welfare of the operator, passengers or animals, or the preservation of perishable cargo; or

(v) prevailing low temperatures make longer idling periods necessary, immediately after starting the motor or engine; or

(vi) the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze, cleaning of the fuel system, carburator or the like, when such work is performed other than for profit.

6. The operation of a motor vehicle horn or other warning device except where required or authorized by law.

7. The operation of any item of construction equipment without effective muffling devices in good working order and in constant operation.

SCHEDULE 2

PROHIBITIONS BY TIME AND PLACE

		Prohibited Period of Time	
		Residential Areas	Other Areas
1.	The operation of any auditory signalling device, including but not limited to the ringing of bells or gongs or the blowing of horns or sirens or whistles, or the amplification of any similar sounds by electronic means except where required or authorized by law or in accordance with good safety practise.	B & D	B & D
2.	The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction or amplification of sound.	A	C
3.	All selling or advertising by shouting or outcry or amplified sound.	At any time.	At any time.
4.	Loading, unloading, delivery, packing, unpacking, or otherwise handling any containers, products, materials, or refuse whatsoever, unless necessary for the maintenance of essential services.	B & D	D
5.	The operation of any construction equipment in connection with construction.	D & E	D & E
6.	The detonation of fire-works or explosive devices.	At any time	At any time.
7.	The discharge of firearms.	At any time	At any time.
8.	The operation of a combustion engine, which (i) is (ii) is used in, or (iii) is intended for use in, a toy or a model or replica of a larger device, which model or replica has no function other than amusement and which is not a conveyance.	A	A
9.	The operation of any powered rail car including but not limited to refrigeration cars, locomotives or self-propelled passenger cars, while stationary on property not owned or controlled by a railway governed by the Canada Railway Act.	A	Not applicable

10.	The operation of any motorized conveyance other than on a highway or other place intended for its operation.	B	Not applicable
11.	The venting, release or pressure relief of air, steam or other gaseous material, product or compound from any autoclave, boiler, pressure vessel, pipe, valve, machine, device or system.	A	A
12.	Persistent barking, whining, calling or other similar persistent noise making by any domestic pet or any animals kept for commercial purposes.	At any time.	At any time
13.	The operation of any powered or non-powered tool for domestic purposes other than snow removal.	A	A
14.	The operation of a solid waste bulk lift or refuse compacting equipment.	B	Not applicable
15.	The operation of commercial car wash equipment.	A	A
16.	Yelling, shouting, hooting, whistling or singing.	A	A

Restricted Times:

A - 23:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

B - 19:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

C - 17:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

D - All day Sundays and Statutory Holidays

E - 19:00 Hrs. of one day to 07:00 Hrs. next day

SCHEDULE 3

Activities to Which the By-Law Does Not Apply

A list of sources (activities) shall constitute this Schedule and shall specify those events which Council considers to be exempt from the provisions of the By-Law because of their traditional, festive, religious or other nature.

(i) Road races authorized by the City of Kingston.

(ii) Bicycle races

(iii) Regimental salutes

(iv) Prima Festa activities in authorized buildings

(v) Parades authorized by City of Kingston

(vi) Fireworks displays authorized by City of Kingston

(vii) Midways authorized by City of Kingston

(viii) Circus authorized by City of Kingston

(ix) Sporting, Recreational and Entertainment events in Public Parks or Buildings

(x) Musical and other performances in Public Parks or Buildings

(xi) Special neighbourhood social activities on streets or other Public land authorized by City of Kingston

(xii) The discharge of Fire Arms by Police Officers acting in the due performance of their duties.

DRAFT BY-LAW

BY-LAW NO. TO AMEND BY-LAW NO. 122, A BY-LAW FOR THE PROTECTION OF CHILDREN

Whereas the Child Welfare Act, R.S.O., 1970, Chapter 64 provides for a Court to deal with the parents of a child who contravenes the Act but not the Child,

And Whereas it is considered to be in the public interest not to have children in a public place after certain hours in the evening and to bring those offending children before the Provincial Court, Family Division,

Therefore, the Council of the Corporation of the City of Kingston enacts as follows:

1. Section One of By-Law 122 is repealed and the following substituted therefore:

   1. No child under the age of sixteen years shall loiter in any public place between 10:00 o'clock in the afternoon and 6:00 o'clock in the morning of the following day or be in any place of public resort or entertainment during such hours unless accompanied by his or her parent or an adult appointed by the parent to accompany the child.

2. Section Three of By-Law 122 is repealed and the following substituted therefore:

   3. Any child found contravening any provision of this By-Law after he has been warned by any constable or probation officer or officer of a Childrens Aid Society is guilty of an offence and may be brought before the presiding Judge of Provincial Court, Family Division, and on summary conviction may be

liable to a fine of not more than $25.00 and for any subsequent offence to a fine of not more than $100.00. In the alternative, the Judge may make such other order as he sees fit taking into account the circumstances and need of the child and his family.

3. This By-Law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS the day of 1978.

GIVEN THIRD READING AND FINALLY PASSED the day of 1978.

CLERK-COMPTROLLER MAYOR

REPORT NO. 81

To the Mayor and Aldermen: July 19, 1978

The Finance and Accounts Committee reports and recommends as follows:

1. That it be recommended to Council that the List of Accounts No. 6 dated June 30, 1978 in the amount of $5,887,314.66 for expenditures incurred under proper authorization, be approved.

2. That Ald. J. Gerretsen be appointed as the City of Kingston member of the World of One in Seven Inc. Advisory Board, it being noted that Mayor Keyes would act as his alternate.

3. That a grant in the amount of $500 be given to the Kingston Arts Council; and further that the following budget transfer be approved:

	Increase	Decrease
FINANCE - Grants	$500.	-
FINANCE CONTINGENCIES	-	$500.

(Ald. Gorham Opposed)

4. That, as recommended by the Kingston Public Library Board, the following invoices be approved for payment:

   1. M. Sullivan & Son Ltd., Certificate No. 17 - $46,122.38
   2. Lily Inglis & Wilfred Sorensen, Invoice No. 38 - $1,404.34
   3. The Office Centre - $1,768.00 (Covered in budget for Audio Visual equipment).

   it being noted that there are sufficient funds in the budget for this purpose.

5. WHEREAS the amount of $10,000 was approved for the Central Business District Market Analysis and Impact Study being conducted by Prof. Chapman of Queen's University;

   AND WHEREAS this amount was approved on the assumption that $10,000 would be provided for this purpose by the Downtown Business Association;

   AND WHEREAS this assumption was not correct and the study has now cost $14,709 and it is estimated that an additional $10,000 will be required for printing costs and for the study of new developments in the downtown area such as Place d'Armes and a possible shopping centre on Division Street;

   THEREFORE BE IT RESOLVED that an additional sum of $10,000 be provided for this study and that the following budget transfer be approved:

	Increase	Decrease
PLANNING BOARD BUDGET		
"Official Plans"	$10,000	-
PLANNING BOARD BUDGET		
"Zoning By-Law Amendments"	-	$10,000.

6. That, as recommended by the Planning Board, the sum of $3,000 be made available from the Finance Contingencies fund to cover unanticipated costs of advertising in connection with the designation of property under the Ontario Heritage Act.

(*Note: The act now requires municipalities to advertise their intention to designate, three consecutive occasions, in the local press. Because a property must be designated before an owner can take advantage of Ontario Heritage Foundation grants, the City is now receiving additional requests for designation, as well as those already planned for designation by the City itself. For example, three recent very large advertisements required under the Act have cost the City approximately $2,500. The City has no choice but to comply with the advertisement requirements under the current legislation, although a recommendation to reduce the advertising requirement has been approved by Council and is now being forwarded to Minister.*)

7. That, as requested by Mr. R.F. Morrison, Council consent to the assignment of the lease between the Corporation of the City of Kingston, Allimor Corporation Limited and Ronald F. Morrison, dated June 15, 1977, to the Toronto-Dominion Bank for a period covering the term of an interim financing loan which becomes effective on or about July 15, 1978, such assignment to terminate on or about November 30, 1978.

8. That the account of Smith Mill & Ross, Architects, in the amount of $3,626.91, being the final estimate for Architectural and Engineering services with regard to the alterations to the administration and office areas at Rideaucrest Home for the Aged, be approved for payment, it being noted that the 10% fee has been reduced in accordance with A.I.B. regulations

(*Note: The contract amount was $40,833. Total cost of the completed job amounted to $38,584.11 or $2,248.89 less than the original contract.*

There are sufficient monies in the Rideaucrest Accounts Payable for this purpose.)

9. That a grant of $2,100 be provided from Finance Contingencies for the Family Counselling Service of Kingston on the following conditions:

If subsidy monies are received from the Provincial Government, said monies will be applied towards this grant. (This programme could be eligible for 50% subsidy).

- and -

Since the grants previously given by the City to the Credit Counselling Service were considered to be joint grants to the Family Counselling Service and the Credit Counselling Service, that if further monies are received from the Provincial Government by the Credit Counselling Service, the City be notified if they are willing to share these funds with the Family Counselling Service.

10. That, as requested by the Downtown Core Committee, an amount of $250 be made available to finance a trip for the members of the Committee to Ottawa to include mileage and meals for the purpose of studying pedestrian malls which are now in operation in that City.

11. That the accounts of Mr. T.W. Sergeant, Professional Negotiator, in the amount of $3,082.50, for professional services for the period April 1st to June 30, 1978 and $602.75 for travelling expenses, be approved for payment; and further that the amount of $1,565.13 be transferred from Finance Contingencies in order to have sufficient monies to pay these accounts.

(Note: i) The amount of $6,000 was included in the 1978 budget for this purpose. Total account for 1978 amounted to $7,565.13.

ii) The account in the amount of $3,082.50 was for the following work:

Negotiations - Local 109 and 141 C.U.P.E.

Date	*Hrs.*	*Purpose*	*Fee*
April 3	*4*	*In Kingston with Mr. Ready to discuss Local 141 Proposals*	*$240*
April 4	*7*	*Acting as spokesman - Local 141 negotiations*	*$420*
April 5	*8*	*At Kingston re Local 109 and drafting memorandum of agreement - having same signed*	*$480*
April 6	*5*	*re Local 141 (Bomb Threat)*	*$300*
April 27	*9*	*At Kingston re Local 141*	*$540*
April 28	*½*	*Filing application for conciliation*	*30*
May 15	*7½*	*At Kingston re Local 141*	*450*
June 12	*15*	*re Local 109 Negotiations all day*	*900*
June 28	*12½*	*In Kingston - conciliation with Local 141 - drafting memorandum of settlement*	*750*
Total	*60½*		*$4,110*
Less 25% rebate to regular fee members			*1,027.50*
			$3,082.50

12. That the payment of $21,500 be authorized for the acquisition from the Canadian National Railway of the C.N.R. Abandoned Right-of-Way from the north side of Brock Street to 146' south of Queen Street, from the north side of Queen Street to the south side of Place d'Armes and the property north of Counter Street, it being understood that the cheque will be held in escrow until the City has registered the Quit Claim Deed and that the City will reimburse the Canadian National Railway for the taxes which have been paid after the date of registration to December 31, 1978.

(Note: Total cost : $25,100 ($21,500 + $3,600 deposit)).

13. That payment of the account from the Public Utilities Commission in the amount of $41,032.94 for a 16" watermain in King Street from Sir John A. Macdonald Boulevard to Yonge Street, be approved, and further that the following budget transfer be approved:

	Increase	Decrease
CAPITAL EXPENDITURES Financed from Current Revenue	$41,032.94	-
FINANCE CONTINGENCIES	-	$41,032.94

14. WHEREAS at the meeting of City Council held June 12, 1978, approval was given for reduction of the Federal share for implementation of the redevelopment plan in the St. Lawrence-Cataraqui area by $160,500 on the supplementary Provincial Municipal agreement.

THEREFORE BE IT RESOLVED that authorization be given to the signing of a revised agreement with Her Majesty the Queen in Right of Ontario to reduce the Federal share for implementation by $160,500 and to ensure that the redevelopment plan for the St. Lawrence-Cataraqui area will be carried out.

15. That as recommended by the Community Services Committee and the Administrator of Social Services, the position of Intake Worker which has been reclassified to Group 5-04, be left vacant and that an additional Case Worker in Group 10-6, who would have a knowledge of all phases of general welfare assistance, be appointed and all case workers to alternate on the "intake procedure".

(Note: The Social Services Administrator recommends that this appointment would become effective September 1, 1978 which would involve the additional cost for the balance of the year of $1,272 (45% of this would be recoverable from the Province.) No additional monies will be required).

16. That as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Staff and Committee Meals	$1,000.	-
Interest on Temporary Borrowings	$40,000.	-
FINANCE CONTINGENCIES	-	$41,000.

17. That as recommended by the Transportation Committee, runway end marker strobe lights be installed on Runway 01R-19L for an estimated cost of $15,000, and that the following budget transfer be made:

	Increase	Decrease
AIRPORT		
Account 4529 - Grounds Maintenance (Fencing)	$10,000	-
Account 4541 - New Equipment	-	$10,000.

and further that an additional $5,000 be provided from Finance Contingencies, since the total estimated cost is $15,000.

(Ald. Gorham opposed)

18. That the account of City Nominee G. Timlin to the Fire Arbitration Board in the amount of $1,700 be approved for payment. Provision for this expenditure has been made in the 1978 Fire Department Budget.

19. That a grant of $250 be given to the Canadian Gymnastics Foundation for the trampoline team which is composed of an eastern contingent, all from Kingston, Ontario, to help raise $6,000. towards travel expenses to compete in the world championships in Australia, and further that the following budget transfer be approved: Increase - Finance Grants $250.00
Decrease - Finance Cont. $250.00.

20. WHEREAS a Police Sergeant who retired in 1974 will have his Government Annuity Pension Plan commence at age 65 on December 31, 1978;

AND WHEREAS this Police Officer has been notified that the City contributions which were matched by the employee resulted in an overpayment into the Plan of approximately $712;

AND WHEREAS the excess contributions should have been paid into the pension plan for Canada Life which was the vehicle for payment for these employees once they had contributed to the maximum pension under the Government Annuity Plan;

THEREFORE BE IT RESOLVED that as recommended by the Clerk-Comptroller, Council consent to the 100% payment to the employee of the overpayment in the amount of $712.

Respectfully Submitted,

Chairman.

The Finance and Accounts Committee may present the following clause:

21. That, as concurred in by the Kingston Administrative Association, effective January 1, 1978, the salaries and salary ranges, both minimum and maximum, confidential and other non-union personnel of the City of Kingston, be increased as follows:

21. (Cont'd)

a) For employees in Salary Groups up to and including Group No. 14-10 by $600 or 6%, whichever is greater.

b) Balance of Salary Groups to receive 6%.

And further, those employees, such as Deputy Department Heads, who now receive a payment of straight time or time off in lieu after the first 50 hours of overtime worked, for a maximum of $1,000 per year would have the maximum extended to $1,500, it being understood that the Finance Committee will make a further study of this overtime policy, but that there is no commitment to a change.

(Ald. Tarnowecky Opposed)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 3 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of giving By-Laws 4 and 5 their Third Reading.

(C) That By-Laws 4 to 15 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 9232, "A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential to Zoning By-Law No. 541 to B1.109 (Multiple Family Residential), (Increase Maximum Number of Permissible Dwelling Units from 315 to 326)".

(FIRST & SECOND READINGS) (PROPOSED NO. 9308)
Clause 1, Report No. 77, 1978

(2) A By-Law of The Corporation of the City of Kingston to Control Noise

(FIRST & SECOND READINGS) (PROPOSED NO. 9309)
Clause 1, Report No. 80, 1978

(3) A By-Law to Amend By-Law 122, "A By-Law for the Protection of Children".

(FIRST & SECOND READINGS) (PROPOSED NO. 9310)
Clause 3, Report No. 80, 1978

(4) A By-Law to Repeal By-Law 174, "A By-Law to Determine the Hours of Closing and Requiring the Closing of Shops on Weekly Holidays". (Beauty Shops).

(THREE READINGS) (PROPOSED NO. 9311)
Clause 2, Report No. 80, 1978

(5) A By-Law to Authorize the Execution of an Agreement with Felice Giacomello, Bruno Iaccone, Giovanni Crea and Vittorio Migotto (Sewer Connection 271 Concession Street to Drayton Avenue Combined Sewer)

(THREE READINGS) (PROPOSED NO. 9312)
By-Law 14.

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting Held July 24, 1978.

(THREE READINGS) (PROPOSED NO. 9313)
City Council Meeting No. 18, 1978

BY-LAWS (Cont'd)

(7) A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street Under the Provisions of Section 7 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9250)
Clause 1, Report No. 56, 1978

(8) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $152,479. for Improvements to the North End Pumping Station for Sale to Central Mortgage and Housing Corporation.

(THIRD READING) (PROPOSED NO. 9251)
Clause 5, Report No. 58, 1978

(9) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 96 - Northwest Corner of Concession and Connaught Streets).

(THIRD READING) (PROPOSED NO. 9286)
Clause 6 (a), Report No. 65, 1978

(10) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Division Street from 2 Feet North of Pine to Stanley Street Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9290)
Clause 1(a), Report No. 67, 1978

(11) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side of Queen Mary Road from Bath Road to South Curb of Channelized Entrances Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9292)
Clause 1 (c), Report No. 67, 1978

(12) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Amend Fine for Dogs Barking).

(THIRD READING) (PROPOSED NO. 9299)
Clause 2, Report No. 71, 1978

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston subject to the Provisions of the Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9300)
Clauses 4, 5, 6, 8, 9 & 10, Report No. 71, 1978

(14) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Widening of Existing Entrances to Voyageur Bus Terminal).

(THIRD READING) (PROPOSED NO. 9301)
Clause 7, Report No. 71, 1978

BY-LAWS (Cont'd)

(15) A By-Law to Amend By-Law No. 8817, "A By-Law to Provide for a Building Permit Deposit for New Buildings, and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Works)". (Amend Deposit).

(THIRD READING) (PROPOSED NO. 9303)
Clause 5, Report No. 74, 1978

MOTIONS

CITY COUNCIL MEETING NO. 18

The Regular Meeting of City Council was held on Monday, July 24, 1978, in the Council Chamber, City Hall, at 8:10 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements (arrived at 8:15 p.m.), Ald. Gerretsen, Ald. Gorham, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky (arrived at 8:45 p.m.), Ald. Timmins, Ald. Webb (11).

ocal Govt.

TABLING OF DOCUMENTS

"Services for Senior Citizens In Kingston, Inventory & Evaluation".

(Copies have been distributed to each member of Council and will be distributed to the Social Planning Council, Public Utilities Commission, and Housing Sub-Committee inviting comments by September 30, 1978 for the Community Services Committee to consider.)

MINUTES

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the Minutes of City Council Meeting No. 17, held July 10, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications Nos. 499 and 500.

Ald. Clements arrived at 8:15 p.m.

Filed

(471) From Mrs. Irene Mooney expressing her objection to the Third Reading of the Zone Change for the Shopping Plaza to be located at Division-Concession Streets as this area is mainly residential with one and two-family homes and notifying that there would be no objection made if this area was designated for duplexes or a small apartment building, as this would be compatible with the present low density.

(472) *Labour Relations News* Issue No. 78-6 with an attachment entitled "The Anatomy of a Collective Agreement", and "Arbitration Cases".

(Copies have been distributed to all members of Council.)

(473) From the Director of Public Hearings, Canadian Radio-Television and Telecommunications Commission acknowledging receipt of the City's letter regarding the application by Bell Canada for an increase in rates.

(474) Minutes of Meeting No. 16 of the Public Utilities Commission dated June 19, 1978.

(Copies have been distributed to members of Council.)

(475) A letter from the Chairman of the Ontario Winter Games, Mr. G.N. Speal enclosing a brochure relating to the activities to date.

COMMUNICATIONS (Cont'd)

Referred to the Public Works Committee

(476) From the Ministry of the Environment, an open letter to those who responded to the report of the Municipal Working Group, enclosing a copy of the draft regulation for municipalities recently sent to the Municipal Liaison Committee by the Minister of the Environment.

Which Had Been Referred to the Public Works Committee

(477) From the Ministry of the Environment, copy of a News Release entitled "Ontario Introduces New Plan to Assist Municipal Water and Sewage Projects".

(478) From the Township of Rochester requesting endorsation of their resolution with respect to the regular inspection and proper maintenance as well as repairs to Municipal Bridges throughout the Province of Ontario.

Filed

(479) From the Ministry of Culture and Recreation, Legal Branch, notifying that the Ontario Heritage Foundation (for which they are solicitors) supports the application to the O.M.B. by the City for approval of a by-law to regulate land use passed pursuant to Section 35 of The Planning Act.

(480) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to smoke detectors.

(481) Copy of "Housing Ontario" dated July 1, 1978.

(482) Copy of "GREAT LAKES 'Focus' ON WATER QUALITY" from the International Joint Commission, Windsor, dated July 1978.

(483) From the Minister of Education acknowledging receipt of a copy of the City's letter informing the City of Sarnia that Kingston City Council opposes the resolution of the Council of the City of Sarnia concerning school crossing guards.

(484) From the Ministry of Community and Social Services acknowledging receipt of the City's resolution with regard to the rent supplement expenditures by municipalities on behalf of recipients of General Welfare Assistance.

(485) From the Ministry of Treasury Economics and Intergovernmental Affairs acknowledging the City's letter endorsation of the resolution rejecting the recommendation of the Hamilton-Wentworth Region Review Commission for a single-tier government in the Region and advising that the government has decided not to proceed with any restructuring in Hamilton-Wentworth at this time.

(486) From the Ministry of Correctional Services, their publication "Correctional Update" for May/June, 1978.

Which Had Been Referred to the Director of Personnel

(487) From the Association of Municipalities of Ontario notifying that they will be forwarding a number of technical bulletins on Labour Relations and are planning to hold a clinic on this subject during the AMO Convention at the Royal York Hotel. If the City has some questions for this clinic it is requested that they be forwarded to the A.M.O. not later than August 10, 1978.

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(488) From the Conservation Review Board enclosing a Report on Rochleau House, 70-72 Princess Street notifying that this building is now designated as a property of historic and architectural interest.

(489) From Mr. & Mrs. Phipps-Walker, 49 Earl Street with respect to Zoning By-Law 9283 which is a By-Law to amend By-Law 3077, "Restricted Area (Zoning) By-Law for the City of Kingston", notifying that they do not support this by-law which is with regard to the Marina City Development.

Which Had Been Referred to the City of Kingston Planning Board

(490) From the Cataraqui Region Conservation Authority enclosing a copy of a fill application for Tackaberry Heating Supplies Ltd., Part Lot 24, Concession III, City of Kingston and requesting the comments of Council.

Referred to the Transportation Committee

(491) From Mrs. Irene Mooney requesting to have the East-West Expressway deleted from the City of Kingston's Official Plan.

Referred to the Traffic & Streets Administrator

(492) From the Ministry of Transportation and Communications with respect to the 1978 Subsidy Allocation, Installation of Traffic Signals, notifying that the amount of $17,000 has been authorized for traffic signal installation and/or modernization.

Referred to the Community Services Committee

(493) From the Regional Municipality of Waterloo requesting endorsation of their resolution with respect to soft drink containers, requesting that the Province of Ontario provide the legal authority for individual municipalities to establish refundable mandatory deposits or establish a province-wide mandatory deposit system.

Referred to the Finance and Accounts Committee and the Public Utilities Commission

(494) From the Corporation of the City of Stratford requesting endorsation of their resolution requesting the Ontario Government to provide exemption from or make the necessary changes to the Highway Traffic Act, the Public Vehicles Act, and the Education Act that would allow school bus operators to provide transportation to workshops for retarded adults.

Referred to the Finance and Accounts Committee

(495) From the City of Windsor requesting endorsation of their resolution of protest to the Canadian Radio-Television Commission against the completion of an unnecessary jack installation program and any increase in either residential or business telephone rates to cover the cost of the work which has already been carried out by Bell Canada.

COMMUNICATIONS (Cont'd)

Referred to the Parks & Recreation Committee

(496) From a taxpayer of the City of Kingston notifying that he is concerned about the liability of the City in respect to the Kingston Marine Museum and stating that he believes that it is not a safe excursion to take due to bad sign posting, an extremely dangerous overpass, an old buoy that children climb onto and an anchor at the entrance to the Museum which people could well trip over.

Referred to the Public Works Committee

(497) From the National Solid Wastes Management Association, their publication entitled "San Francisco" which notifies of the Seventh National Congress on Waste Management Technology and Resource & Energy Recovery to be held on September 19th to 22, 1978 in San Francisco.

(498) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of the publication "Think Metric in Construction" published by the C.M.H.C.

Filed

(499) From the Hon. Claude F. Bennett, Minister of Housing, notifying of his approval of the City's application for provincial grant of $210,740.67 for the Ontario Home Renewal Program in Kingston for the current fiscal year; submitting an accountable advance of $52,685.17; and notifying that commitments made to home-owners must not exceed the amount of the advance until such time as the City requests and receives further accountable advances.

(500) Report of Mr. N. Jackson, City Solicitor, re title to part 2 of Paron Development site notifying that the City's right to claim the vesting of the Harbour has been extinguished by Chapter 80 of The Statutes of Upper Canada, 1849, and that no claim should be entertained by the City of Kingston.

PETITIONS

REPORTS

Ald. Mackenzie presented Report No. 77 of the City of Kingston Planning Boar as follows:

Council consented to the addition of a section (e) to Clause 8 which reads as follows:

"e) that the plan showing the west elevation may be amended to incorporate a receiving door."

Council also consented to the deletion, in Clause 5, of the second part of the clause following the words "The Ontario Heritage Act, 1974."

Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That Report No. 77 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

REPORT NO. 77

July 11, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS on April 10, 1978, Council passed By-Law No. 9232, an amendment to Zoning By-Law No. 8499, with respect to lands located south of Princess Street, east of the Little Cataraqui Creek, owned by Mississauga Apartments Limited; and

WHEREAS a provision of such amending By-Law was that the maximum number of permissible dwelling units shall be 315; and

WHEREAS the City of Kingston Planning Board had originally recommended that the maximum number of permissible dwelling units on this site be 326, and the Ontario Municipal Board in its decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 recommended that the maximum number of dwelling units be 326; and

WHEREAS an objection has been received and considered by the Planning Board and the Board concurs with the objection;

THEREFORE BE IT RESOLVED THAT By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River) be amended as follows:

a) Delete Section 109 in its entirety and replace it with the following:

"109. On the approximately 11.9 acre parcel of land located south of Princess Street east of the Little Cataraqui River and designated B1.109 on Zoning Map No. 11, the maximum number of permissible dwelling units shall be 326."

CARRIED

2. That Council does hereby certify that By-Law No. 'A By-Law to Amend By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1. Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

2. (Cont'd)

to Zoning By-Law No. 541 to B1.109 (Multiple Family) Residential), (Increase Maximum Number of Permissibl Dwelling Units from 315 to 326)', is in conformity with the Official Plan approved and in force in the City of Kingston and Official Plan Amendment No. 95, which has not yet been approved by the Minister.

CARRIED

3. WHEREAS Council has advertised notice of its intention to pass a by-law to designate Leahurst, South Cottage and the Gazebo on the grounds of the Kingston Psychiatric Hospital as properties of historic or architectural value or interest pursuant to Section 29 of The Ontario Heritage Act, 1974; and

WHEREAS the Ministry of Government Services, requests the City to terminate proceedings on the grounds that the Act does not bind the Crown and therefore the City has no authority to designate Crown property;

THEREFORE BE IT RESOLVED that the City not proceed with the designation of Leahurst, South Cottage and the Gazebo on the grounds of the Kingston Psychiatric Hospital.

LOST 4:6
(See Recorded Vote)

Ald. Gerretsen requested a recorded vote on Clause 3 which was as follows:

YEAS: Ald. Gorham, Ald. Mackenzie, Ald. Miller, Ald. Webb (4)

NAYS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. Gerretsen Ald. Timmins (6)

4. WHEREAS on January 24, 1978, Planning Board recommended that 9 Kennedy Street be designated a building of historic and architectural value pursuant to Section 29 of The Ontario Heritage Act, 1974, conditional upon the owner donating to the City a heritage easement pursuant to Sections 36 and 37 of The Ontario Heritage Act, 1974; and

WHEREAS the City Solicitor has prepared the relevant agreements which have been recommended for approval by the Local Architectural Conservation Advisory Committee;

THEREFORE BE IT RESOLVED that an agreement to enter into an easement agreement with the owners of 9 Kennedy Street, as approved by the City Solicitor, be approved; and

BE IT FURTHER RESOLVED that an easement agreement as recommended by the City Solicitor, be entered into with the owners of 9 Kennedy Street, pursuant to Sections 36 and 37 of The Ontario Heritage Act, 1974.

CARRIED

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

5. That, as requested by the owner, Mr. Peter V. Crawford, and as recommended by the Local Architectural Conservation Advisory Committee. 38-40-42 Clergy Street be designated as a building of historic and architectural value, pursuant to Section 29 of The Ontario Heritage Act, 1974.

CARRIED AS AMENDED

Ald. Tarnowecky arrived at 8:45 p.m.

July 18, 1978.

6. That Development Control application #71-78, Paron Construction Limited, be approved subject to the owner entering into the City of Kingston's standard Development Control Agreement which shall include among other matters the following conditions:

(a) development shall be in accordance with the following plans:

1 - Site Plan - Scale: 1/16"=1'0" - Date July 17/78
2 - Level One - Scale: 1/16"=1'0" - Date July 17/78
3 - Level Two - Scale: 1/16"=1'0" - Date July 17/78
4 - Elevations (north & south) - Scale: 1/16"=1'0" - Date July 17/78
5 - Elevations (east & west) - Scale: 1/16"=1'0" - Date July 17/78
6 - Section (east to west) - Scale: 1/16"=1'0" - Date July 17/78
7 - Detail Level One (phase 1) - Scale: 1/8"=1'0" - Date July 17/78
8 - Detail Level One (phase 2) - Scale: 1/8"=1'0" - Date July 17/78
9 - Detail Level One (phase 3) - Scale: 1/8"=1'0" - Date July 17/78
10 - Detail Level Two (phase 1) - Scale: 1/8"=1'0" - Date July 17/78
11 - Detail Level Two (phase 2) - Scale: 1/8"=1'0" - Date July 17/78
12 - Detail Level Two (phase 3) - Scale: 1/8"=1'0" - Date July 17/78
18 - Apartment (first floor) - Scale: 1/16"=1'0" - Date July 17/78
19 - Section - Scale: 1/8"=1'0" - Date July 17/78
20 - Hotel (floor plans) - Scale: 1/8"=1'0" - Date July 17/78
21 - Office (floor plans) - Scale: 1/8"=1'0" - Date July 17/78

(b) that the 16" Ø watermain in Clarence Street shall be extended southerly along Ontario Street to Johnson Street with the owner paying the cost of a 12" Ø main and the P.U.C. assuming the cost of oversizing to 16" Ø,

(c) water service laterals and private mains and hydrants shall be at the owner's cost and in accordance with P.U.C. and Fire Department standards,

(d) the electrical supply shall be 44 KV to owner's transformer, with the supply to be loop feed at the corner of Johnson and Ontario Streets, and the owner shall be responsible for all cabling and transformation costs beyond the property line and for the provision of primary loop feed servicing,

(e) that a 20' fire route be provided from Ontario Street to the west end of the hotel,

(f) location and design of all signs and exterior lighting shall be subject to City approval,

(g) that pedestrian public access routes shall be guaranteed in perpetuity around the periphery of the site as shown on Plans 1, 2 and 3 and shall be constructed in the first phase of development,

(h) that existing sidewalks be reconstructed or new sidewalks be constructed on Clarence Street, Ontario Street, and Johnson Street,

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

6. (Cont'd)

(i) that a plan be submitted for approval showing the revised treatment of the walls along Clarence Street, Ontario Street and Johnson Street, and of the sea wall, such plan to be submitted before a building permit shall be issued;

and subject also to clarification by the City Solicitor of the zone line and the property line.

CARRIED 10:1
(Ald. Miller Opposed)

7. WHEREAS the resignation of Mr. G. S. Ross from the City of Kingstor Planning Board has been received, to be effective on July 19, 1978,

THEREFORE BE IT RESOLVED that a letter be sent to Mr. Ross acceptir his resignation and expressing regret at his decision and appreciat for his work as a member of Planning Board; and, further, that a replacement for Mr. Ross be named.

CARRIED

8. That, as recommended by the Development Control Committee, the following plans, submitted by Tackaberry Heating Supplies Limited for an addition to existing manufacturing facility for crane bay and machine floor at 60 Dalton Avenue:

Plan 1 - Site Plan & Ground Floor Plan - Scale: 1/8" = 1 and 1" = 50 ft. - June 16/78.

Plan 2 - Elevations - Scale: as noted - June 16/78.

Plan 4 - Coloured Elevation.

Plan 5 - Site Plan Revisions and Information - Scale: 1" July 14/78.

be approved, subject to the owner entering into the City's stanc Development Agreement which shall include the following conditic

a) that development shall be in accordance with the above liste plans;

b) that the portion of the site lying in front of the existing and proposed building shall be paved and curbed and a landsc area a minimum of 5 ft. deep shall be placed between the pav area and the front of the building and that plans of these i ments shall be submitted and implemented within one year of issuance of the building permit;

c) that the watercourse which presently crosses the site shall maintained by the owner so long as it continues to serve tha function;

d) that a copy of the application to the Conservation Authority for a fill permit shall be filed with the City Engineer.

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

8. (Cont'd)

e) that the plan showing the west elevation may be amended to incorporate a receiving door.

CARRIED AS AMENDED

9. WHEREAS on June 12, 1978, City Council gave development control approval to Woodlon Developments Limited for a commercial structure at 900 Portsmouth Avenue which included a condition requiring City approval for all free standing signs;

THEREFORE BE IT RESOLVED that, as recommended by the Development Control Committee, the plan prepared by Acme Neon Signs (London) Ltd., Design No. B.112, Scale: 1/2"=1'-0", dated May 5, 1978, which shows a sign with maximum height of 17'-3" with a two-faced sign 6 ft. x 8 ft. be approved on condition that no part of the sign is located less than 5 ft. from the street line and not more than 5 ft. from the south property line and that a brick planter as shown at the sign base be also provided by the owner.

CARRIED 10:1
(Ald. Timmins Opposed

0. That, as recommended by the Development Control Committee the following plans, submitted by C.A. Smith (for Huron Chemicals Ltd. prospective purchaser) for an industrial fabrication shop and storage areas on Don Street @ Dalton Avenue:

Plan 543 AO - Site Development Plan - Scale: 1" = 30 ft. - June 22, 1978.

Plan 543 A1 - Plan Elevations Sections - Scale: 1/8" = 1'0" - June 22, 1978.

Plan 543 A - Existing Conditions - Scale: 1" = 30 ft. - June 22, 1978.

be approved, subject to the owner entering into the City's standard Development Agreement, which shall include the following conditions:

a) that development be in accordance with the above listed plans;

b) that prior to issuance of a building permit a landscaping plan for the entire site be filed for City approval and implemented within one year of the issuance of the building permit;

c) that prior to issuance of the building permit, the owner, at his cost, shall acquire from the owner of the abutting property to the east an easement in favour of the P.U.C. to allow for maintenance of existing water and gas services which cross from Dalton Avenue over the abutting property to service the subject property;

REPORTS (Cont'd)

Report No. 77 - Planning Board (Cont'd)

10. (Cont'd)

d) that electric supply shall be from the north side of Don St
in accordance with P.U.C. standards;

e) that the owner shall maintain the existing watercourse whic
crosses the southeast section of the site.

CARRIED

Respectfully submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
Lois E. Miller
Grant Timmins

* * *

Ald. Breen presented Report No. 78 of the Public Works Committee as follows:

The Clerk reported that the report was not sufficiently signed.

The Mayor reported that three members of the Public Works Committee were ou of town on City Business.

Moved by Ald. Timmins,
Seconded by Ald. Breen,

That Rule No. 46 of By-Law No. 1 be suspended for the purpose of consideri Report No. 78 of the Public Works Committee which had not been signed by a majority of the members of the Committee.

CARRIED 11:0

REPORT NO. 78

July 17, 1978

To the Mayor and Aldermen:

The Public Works Committee recommends as follows -

1. That subject to the approval of the Ministry of Transportation and Communications, the tender of Spada Tile Inc., 42 Joseph Street, in the amount of $87,336.61, to construct and reconstruct the concrete sidewalks on the streets listed in the Information for Tenderers of Contract 78/1W, be accepted being the lower tender received.

CARRIED

REPORTS (Cont'd)

Report No. 78 - Public Works (Cont'd)

2. That the tender of A.Lillis, 592 Division Street to accept and dispose of approximately 2.5 million gallons of sewage sludge from the Water Pollution Control Plant at a price of 1.49¢ per gallon, be accepted being the only tender received.

CARRIED

3. That Contract 78/3W with Donald A. Foley Ltd for construction of sewers on Wellington St and pavement reconstruction and widening on Queen St., be amended by extending the completion time allowance from 50 days to 58 days to provide the Contractor with sufficient time to construct Bell Canada ducts and manholes in conjunction with the contract work.

CARRIED 10:1
(Ald. Miller Opposed)

Respectfully submitted,

(Signed) *B.E. Breen* (Chairman)
G. Allmark

* * *

Ald. Tarnowecky presented Report No. 79 of the Transportation Committee as follows:

Moved by Ald. Tarnowecky,
Seconded by Ald. Allmark,

That Report No. 79 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 79

To The Mayor and Aldermen July 18th, 1978

The Transportation Committee reports and recommends as follows :-

1. THAT WHEREAS in view of the commitment by Telecommunications Branch, Transport Canada to reduce the hours of Aeradio Advisory Services at the Kingston Airport, the possibility of elimination of Aeradio operation personnel at Kingston and the suggestion that Kingston Airport traffic can be handled by a remote communications system from Ottawa;

REPORTS (Cont'd)

Report No. 79 - Transportation (Cont'd)

1. (Cont'd)

AND WHEREAS such a peripheral system would greatly reduce the availability of air navigational information required for safe arrival and departure of aircraft using the Kingston Airport;

AND WHEREAS the amount of scheduled aircraft traffic and corporate aircraft using the airport has shown a substantial increase during the past three years and itinerant traffic for the month of June, 1978 was 1,617 movements;

AND WHEREAS the airport is providing an essential service for industry and commerce in this area of Eastern Ontario, and a reduction in the airport service capability would have a detrimental affect on the economic base of this area;

THEREFORE BE IT RESOLVED that Transport Canada be advised that the Corporation of the City of Kingston is opposed to any reduction of Aeradio Advisory Service at the Kingston Airport.

CARRIED

2. THAT WHEREAS the present weakness of the industrial sector is national in scope, and, therefore, goes far beyond the municipal and area level;

AND WHEREAS municipal incentives in the form of tax concession could lead to competition between municipalities that would result in undue financial burden to the municipality entering into the highly competitive pursuit of attracting industry through a policy of forgiving the payment of taxes for a period of ten years;

AND WHEREAS the industrial sector requires national policies to improve the profit and cash flow capability of enterprises and does not need more incentives such as DREE-type grants, etc.;

THEREFORE BE IT RESOLVED that the following resolution of the Corporation of the County of Essex NOT BE ENDORSED :-

"WHEREAS some local industry is being lost because of plant buildings having become obsolete and being replaced elsewhere, giving rise to loss of employment and municipal tax revenue;

AND WHEREAS incentives to rehabilitate such buildings to economic usefulness are desirable, and such incentives are available in other jurisdictions, particularly some bordering American states;

REPORTS (Cont'd)

Report No. 79 - Transportation (Cont'd)

2. (Cont'd)

> *THEREFORE the Council of the Corporation of the County of Essex petitions the Treasurer of Ontario to develop legislation permitting a municipality to declare an industrial enterprise within its boundaries as having undertaken an eligible substantial modernization or updating of its plant buildings, and thereupon the building assessment for municipal taxation be forgiven for a period of ten years so that any increased assessment from such modernization or updating not resulting in increased municipal taxation during the terms of such freeze period."*

CARRIED

Respectfully Submitted,

(Signed) V. Tarnowecky (Chairman)
G. Allmark
J. Clements
G. Webb

* * *

Ald. Gerretsen presented Report No. 80 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 80 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 80

July 13, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. THAT the draft Noise Control By-Law as prepared by N. Jackson, City Solicitor, as set out on the attached Schedule A, be presented to Council for two readings.

CARRIED

2. THAT a By-Law be presented to Council to repeal By-Law No. 174, "A By-Law to determine the hours of closing and requiring the closing of shops on weekly holidays". (Beauty Shops).

CARRIED 10:1
(Ald. Timmins Opposed)

REPORTS (Cont'd)

Report No. 80 - Community Services (Cont'd)

3. THAT as recommended by N. Jackson, City Solicitor, By-Law No. 122, "A By-Law for the protection of children", be amended as set out on the attached Schedule B.

REFERRED BACK TO COMMITTEE
(See following Motions)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Clause 3 of Report No. 80, Schedule B, Section 1.1 be amended to add the words "shall loiter" after the word "or" in Line 5.

REFERRED BACK TO COMMITTEE
(See following Motion)

Moved by Ald. Gorham,
Seconded by Ald. Mackenzie,

That Clause 3 of Report No. 80 and the Motion to amend be Referred Back to the Community Services Committee.

CARRIED 7:4)

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman)
John Clements
Lois E. Miller

* * *

SCHEDULE A

BY-LAW NO.

A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO CONTROL NOISE

PASSED:

WHEREAS it is expedient to exercise the power conferred upon the Council by The Environmental Protection Act, 1971, as amended, and other statutory authority; and

WHEREAS a recognized body of scientific and technological knowledge exists by which sound and vibration may be substantially reduced; and

WHEREAS the people should be ensured an environment free from unusual, unnecessary, or excessive noise or vibration which may degrade the quality and tranquillity of their life or cause nuisance; and

WHEREAS it is the policy of the council to reduce and control such noise or vibration;

NOW THEREFORE, the Council of the Corporation of the City of Kingston enacts as follows:

1. Definition

In this By-Law.

(a) Construction

"construction" includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alteration and the structural installation of construction components and materials in any form or for any purpose, and includes any work in connection therewith;

(b) Construction Equipment

"construction equipment" means any equipment or device designed and intended for use in construction, or material handling, including but not limited to, air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks, loaders, scrapers, pavers, generators, off-highway ha or trucks, ditchers, compactors and rollers, pumps, c crete mixers, graders, or other material handling equ

(c) Conveyance

"conveyance" includes a vehicle and any device employed to transport a person or persons or g from place to place but does not include any such dev vehicle if operated only within a building;

(d) Council

"Council" means the Council of the Corp of the City of Kingston;

(e) Highway

"highway" includes a common and public street, avenue, parkway, driveway, square, place, bri viaduct or trestle designed and intended for, or used the general public for the passage of vehicles;

(f) Minister

"Minister" means Minister of the Enviro

(g) Ministry

"Ministry" means Ministry of the Enviro

(h) Motor Vehicle

"motor vehicle" includes an automobile, cycle, and any other vehicle propelled or driven othe than by muscular power; but does not include the cars electric or steam railways, or other motor vehicle ru only upon rails, or a motorized snow vehicle, tractio engine, farm tractor, self-propelled implement of hus or road-building machine within the meaning of The Hi Traffic Act;

(i) Motorized Conveyance

"motorized conveyance" means a conveyan propelled or driven otherwise than by muscular, gravi or wind power;

(j) Municipality

"municipality" means the land within th

1. (j) (cont'd)

limits of the City of Kingston'

(k) Noise

"noise" means unwanted sound;

(l) Noise Control Officer

"Noise Control Officer" means a person designated by Council who is responsible for the administration of this by-law.

(m) Other Areas

"Other Areas" shall mean any area of the municipality that is within areas designated on Schedule 4 as Other Areas.

(n) Point of Reception.

"point of reception" means any point on the premises of a person where sound or vibration originating from other than those premises is received;

(o) Residential Area

"residential area" means any area of the municipality that is designated on Schedule 4 as a residential area.

(p) Stationary Source

"stationary source" means a source of sound which does not normally move from place to place and includes the premises of a person as one stationary source, unless the dominant source of sound on those premises is construction equipment or a conveyance.

2. Prohibitions

No person shall emit or cause or permit the emission of sound resulting from an act listed in Schedule 1 - General Prohibitions, and which sound is clearly audible at a point of reception.

3. Limitations by Time and Place

No person shall emit or cause or permit the emission of a sound resulting from any act listed in Schedule 2 -

3. (cont'd)

Prohibitions by Time and Place, if clearly audible at a
of reception located in an area of the Municipality spe
in Schedule 2 within a prohibited time shown for such a

4. Exemption

Public Safety

Notwithstanding any other provision of this by
it shall be lawful during an emergency to emit or cause
permit the emission of sound or vibration in connection
emergency measures:

(a) for the immediate health, safety or welfa
the inhabitants or any of them; or,

(b) for the preservation or restoration of pr
unless such sound or vibration is clearly of a longer d
or nature more disturbing, than is reasonably necessary
the accomplishment of such emergency purpose.

5. Grant of Exemption by Council

(1) Application to Council

Notwithstanding anything contained in thi
any person may make application to Council to be grante
exemption from any of the provisions of this by-law wit
pect to any source of sound or vibration for which he m
be prosecuted and Council, by resolution, may refuse to
any exemption or may grant the exemption applied for or
exemption of lesser effect and any exemption granted sh
specify the time period during which it is effective an
contain such terms and conditions as Council sees fit.

(2) Details of Application for Exemption

The application mentioned in subsection (
be made in writing, in duplicate, and shall contain;

(a) the name and address of the applican

5. (2) (b) a description of the source of sound or vibration in respect of which exemption is sought,

(c) a statement of the particular provision or provisions of the by-law from which exemption is sought;

(d) the period of time, of a duration not in excess of six months, for which the exemption is sought,

(e) the reasons why the exemption should be granted,

(f) a statement of the steps, if any, planned or presently being taken to bring about compliance with the by-law, and

(g) proof of publication within the preceding ten days, in a newspaper of general circulation within the Municipality, of a notice of intention to apply for an exemption to this by-law, containing the information required by clauses (a) through (e) hereof, and further stating the date upon which it is intended that application will be made to Council.

(3) Noise Control Officer

Council shall cause one copy of the application for exemption to be delivered to the Noise Control Officer and he shall prepare a report to Council forthwith, stating his opinion of the merits of the application and his recommendations as to terms and conditions which, in his opinion, should be imposed upon the applicant if the exemption is granted and Council will not consider the application for exemption until it has received the report of the Noise Control Officer.

(4) Report

The Noise Control Officer shall forward a copy of his report to the applicant at the address shown on the application by prepaid registered mail and shall, not sooner than two weeks after the mailing of the report to the applicant, submit the report to Council and shall, on request

5. (4) (cont'd)

make his report available for public inspection.

(5) Decision

In deciding whether to grant the e Council shall consider the application, the report of Noise Control Officer, and any written submission the ceived by Council and made by the applicant after rec of the report of the Noise Control Officer and the Co may consider such other matters as it sees fit.

(6) Breach

Breach by the applicant of any of terms or conditions of the exemption shall render the tion null and void.

6. Exemption of Traditional, Festive or Religious Activities

Notwithstanding any other provision of this by-law by-law/does not apply to a person who emits or causes permits the emission of sound or vibration in connect with any of the traditional, festive, religious and c activities listed in Schedule 3.

7. Severability

If a court of competent jurisdiction sh declare any section or part of a section of this by-l be invalid, such section or part of a section shall n construed as having persuaded or influenced Council t the remainder of the by-law and it is hereby declare the remainder of the by-law shall be valid and shall in force.

8. Penalty

Every person who contravenes any of the visions of this by-law is guilty of an offence and sh upon conviction thereof, forfeit and pay at the discr of the convicting Proficial Judge or Justice of the acting within his teritorial jurisdiction, a penalty less than $50.00 nor more than $1,000.00 for a first

8. (cont'd)

and not less than $100.00 and not more than $1,000.00 for a second or subsequent offence, exclusive of costs and every such fine is recoverable under the Summary Convictions Act.

9. Schedules "1", "2", "3" and "4" to this by-law form part and parcel of this by-law.

10. (1) By-Law No. 625 in its entirety and Section 8 of By-Law No. 8 are hereby repealed.

(2) Any other by-law of The Corporation of the City of Kingston not consistent with the provisions of this by-law shall be repealed to the extent necessary to give full effect to this by-law.

READ A FIRST AND SECOND TIME this day of , 1978.

READ A THIRD TIME AND FINALLY PASSED this day of ,1978

Mayor

Clerk-Comptroller

I hereby certify the foregoing to be a complete and true copy of By-Law No.

Clerk-Comptroller

This By-Law is approved pursuant to the provisions of The Environmental Protection Act, 1971, as amended, as Toronto, this day of , 1978.

Minister of the Environment

SCHEDULE 1

GENERAL PROHIBITIONS

1. Racing of any motorized conveyance other than in
racing event regulated by law.

2. The operation of a motor vehicle in such a way th
tires squeal.

3. The operation of any combustion engine without an
exhaust muffling device in good working order an
constant operation.

4. The operation of a vehicle or a vehicle with a tr
resulting in banging, clanking, squealing or othe
sounds due to improperly secured load or equipmen
inadequate maintenance.

5. The operation of an engine or motor in, or on, an
vehicle or item of attached auxiliary equipment
continuous period exceeding five minutes, while
vehicle is stationary in a residential area, unle

(i) the vehicle is in an enclosed structure cons
so as to effectively prevent excessive nois
or

(ii) the original equipment manufacturer specifi
recommends a longer idling period for normal
efficient operation of the motor vehicle in
case such recommended period shall not be ex

(iii) operation of such engine or motor is essent
a basic function of the vehicle or equipment
cluding but not limited to, operation of rea
mixed concrete trucks, lift platforms or re
compactors and heat exchange systems during
operation; or

(iv) weather conditions justify the use of heati
refrigerating systems powered by the motor
for the safety and welfare of the operator,
gers or animals, or the preservation of peri
cargo; or

(v) prevailing low temperatures make longer idling periods necessary, immediately after starting the motor or engine; or

(vi) the idling is for the purpose of cleaning and flushing the radiator and associated circulation system for seasonal change of antifreeze, cleaning of the fuel system, carburator or the like, when such work is performed other than for profit.

6. The operation of a motor vehicle horn or other warning device except where required or authorized by law.

7. The operation of any item of construction equipment without effective muffling devices in good working order and in constant operation.

SCHEDULE 2

PROHIBITIONS BY TIME AND PLACE

	Prohibited Period	
	Residential Areas	Othe
1. The operation of any auditory signalling device, including but not limited to the ringing of bells or gongs or the blowing of horns or sirens or whistles, or the amplification of any similar sounds by electronic means except where required or authorized by law or in accordance with good safety practise.	B & D	B
2. The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction or amplification of sound.	A	
3. All selling or advertising by shouting or outcry or amplified sound.	At any time.	At a
4. Loading, unloading, delivery, packing, unpacking, or otherwise handling any containers, products, materials, or refuse whatsoever, unless necessary for the maintenance of essential services.	B & D	
5. The operation of any construction equipment in connection with construction.	D & E	D &
6. The detonation of fire-works or explosive devices.	At any time	At a
7. The discharge of firearms.	At any time	At a
8. The operation of a combustion engine, which (i) is (ii) is used in, or (iii) is intended for use in, a toy or a model or replica of a larger device, which model or replica has no function other than amusement and which is not a conveyance.	A	
9. The operation of any powered rail car including but not limited to refrigeration cars, locomotives or self-propelled passenger cars, while stationary on property not owned or controlled by a railway governed by the Canada Railway Act.	A	Not a

10. The operation of any motorized conveyance other than on a highway or other place intended for its operation.	B	Not applicable
11. The venting, release or pressure relief of air, steam or other gaseous material, product or compound from any autoclave, boiler, pressure vessel, pipe, valve, machine, device or system.	A	A
12. Persistent barking, whining, calling or other similar persistent noise making by any domestic pet or any animals kept for commercial purposes.	At any time.	At any time.
13. The operation of any powered or non-powered tool for domestic purposes other than snow removal.	A	A
14. The operation of a solid waste bulk lift or refuse compacting equipment.	B	Not applicable
15. The operation of commercial car wash equipment.	A	A
16. Yelling, shouting, hooting, whistling or singing.	A	A

Restricted Times:

A - 23:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

B - 19:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

C - 17:00 Hrs. of one day to 07:00 Hrs. next day (09:00 Hrs. Sundays)

D - All day Sundays and Statutory Holidays

E - 19:00 Hrs. of one day to 07:00 Hrs. next day

SCHEDULE 3

Activities to Which the By-Law Does Not App

A list of sources (activities) shall constitute this and shall specify those events which Council consider exempt from the provisions of the By-Law because of t traditional, festive, religious or other nature.

(i) Road races authorized by the City of Kingston.

(ii) Bicycle races

(iii) Regimental salutes

(iv) Prima Festa activities in authorized buildings

(v) Parades authorized by City of Kingston

(vi) Fireworks displays authorized by City of Kingst

(vii) Midways authorized by City of Kingston

(viii) Circus authorized by City of Kingston

(ix) Sporting, Recreational and Entertainment events Public Parks or Buildings

(x) Musical and other performances in Public Parks o

(xi) Special neighbourhood social activities on stree other Public land authorized by City of Kingstor

(xii) The discharge of Fire Arms by Police Officers a in the due performance of their duties.

BY-LAW NO. TO AMEND BY-LAW NO. 122, A BY-LAW FOR THE PROTECTION OF CHILDREN

Whereas the Child Welfare Act, R.S.O., 1970, Chapter 64 provides for a Court to deal with the parents of a child who contravenes the Act but not the Child,

And Whereas it is considered to be in the public interest not to have children in a public place after certain hours in the evening and to bring those offending children before the Provincial Court, Family Division,

Therefore, the Council of the Corporation of the City of Kingston enacts as follows:

1. Section One of By-Law 122 is repealed and the following substituted therefore:

   1. No child under the age of sixteen years shall loiter in any public place between 10:00 o'clock in the afternoon and 6:00 o'clock in the morning of the following day or be in any place of public resort or entertainment during such hours unless accompanied by his or her parent or an adult appointed by the parent to accompany the child.

2. Section Three of By-Law 122 is repealed and the following substituted therefore:

   3. Any child found contravening any provision of this By-Law after he has been warned by any constable or probation officer or officer of a Childrens Aid Society is guilty of an offence and may be brought before the presiding Judge of Provincial Court, Family Division, and on summary conviction may be

liable to a fine of not more than $25.00 and for any subsequent offe to a fine of not more than $100.00 In the alternative, the Judge may make such other order as he sees f taking into account the circumstan and need of the child and his fami

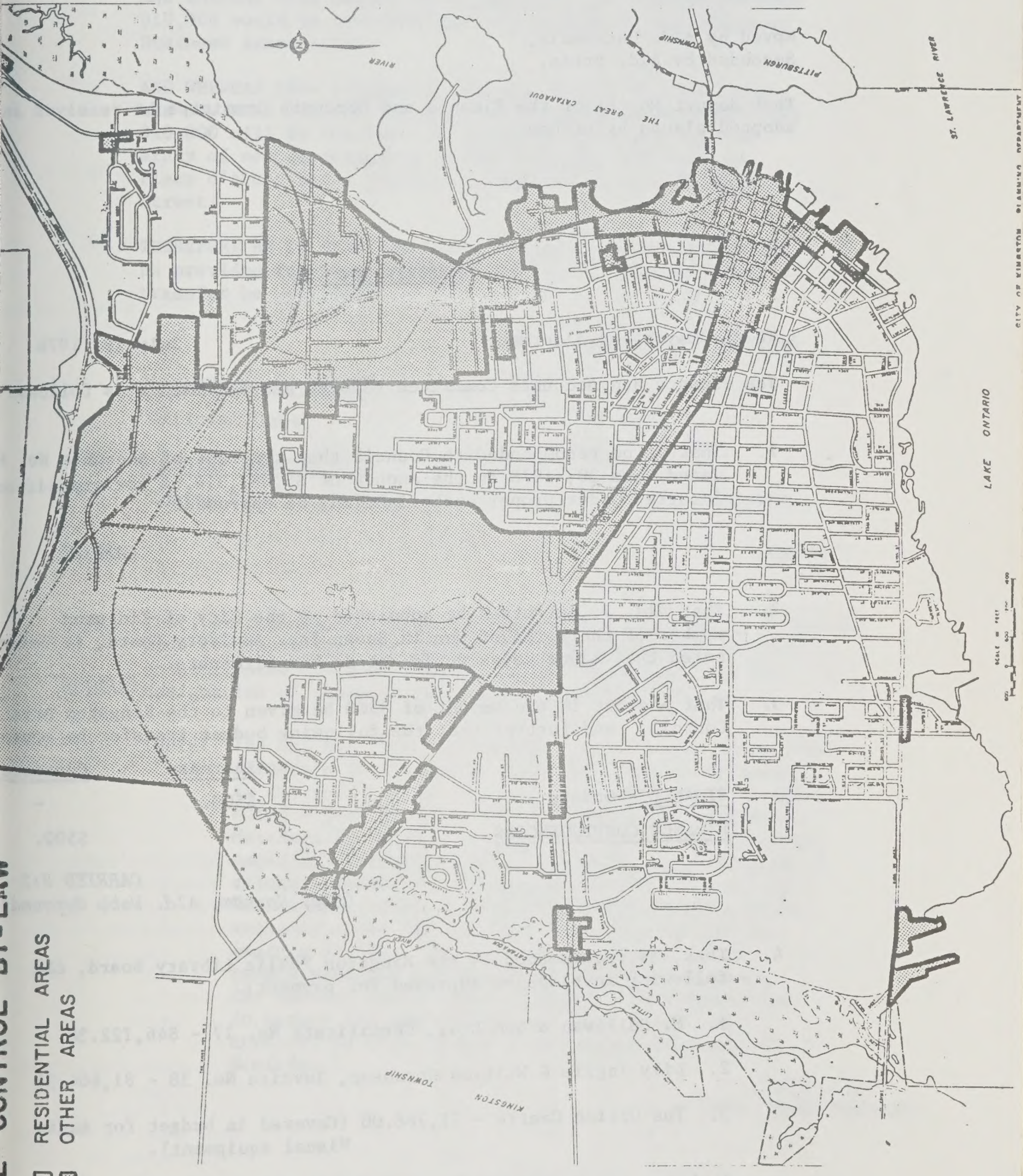
3. This By-Law shall come into force and effect on its passing.

GIVEN FIRST AND SECOND READINGS the day of

GIVEN THIRD READING AND FINALLY PASSED the da 1978.

CLERK-COMPTROLLER MAYOR

SCHEDULE 4 - Community Services Committee...


THE GREAT CATARAQUI RIVER
PITTSBURGH TOWNSHIP
ST. LAWRENCE RIVER
LAKE ONTARIO
CITY OF KINGSTON PLANNING DEPARTMENT
SCALE IN FEET
LITTLE CATARAQUI
KINGSTON TOWNSHIP

NOISE CONTROL BY-LAW

▭ RESIDENTIAL AREAS

▨ OTHER AREAS

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 81 of the Finance and Accounts Commi as follows:

Council consented to the addition of Clauses 21 and 22 for presentation Council.

Council also consented to the alteration, in Clause 17 of the figures $10,000, in reverse, i.e. Decrease under Account 4529 and Increase under Account 4541.

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 81 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 81

To the Mayor and Aldermen: July 19, 1978

The Finance and Accounts Committee reports and recommends as follows:

1. That it be recommended to Council that the List of Accounts No. 6 dated June 30, 1978 in the amount of $5,887,314.66 for expenditur incurred under proper authorization, be approved.

CARRIED

2. That Ald. J. Gerretsen be appointed as the City of Kingston member of the World of One in Seven Inc. Advisory Board, it being noted that Mayor Keyes would act as his alternate.

CARRIED

3. That a grant in the amount of $500 be given to the Kingston Arts Council; and further that the following budget transfer be approv

	Increase	Decrease
FINANCE - Grants	$500.	-
FINANCE CONTINGENCIES	-	$500.

CARRIED 9:2
(Ald. Gorham, Ald. Webb Opposed)

4. That, as recommended by the Kingston Public Library Board, the following invoices be approved for payment:

   1. M. Sullivan & Son Ltd., Certificate No. 17 - $46,122.38
   2. Lily Inglis & Wilfred Sorensen, Invoice No. 38 - $1,404.34
   3. The Office Centre - $1,768.00 (Covered in budget for Audio Visual equipment).

   it being noted that there are sufficient funds in the budget for this purpose.

CARRIED

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

5. WHEREAS the amount of $10,000 was approved for the Central Business District Market Analysis and Impact Study being conducted by Prof. Chapman of Queen's University;

AND WHEREAS this amount was approved on the assumption that $10,000 would be provided for this purpose by the Downtown Business Association;

AND WHEREAS this assumption was not correct and the study has now cost $14,709 and it is estimated that an additional $10,000 will be required for printing costs and for the study of new developments in the downtown area such as Place d'Armes and a possible shopping centre on Division Street;

THEREFORE BE IT RESOLVED that an additional sum of $10,000 be provided for this study and that the following budget transfer be approved:

	Increase	Decrease
PLANNING BOARD BUDGET "Official Plans"	$10,000	-
PLANNING BOARD BUDGET "Zoning By-Law Amendments"	-	$10,000.

CARRIED

6. That, as recommended by the Planning Board, the sum of $3,000 be made available from the Finance Contingencies fund to cover unanticipated costs of advertising in connection with the designation of property under the Ontario Heritage Act.

(*Note: The act now requires municipalities to advertise their intention to designate, three consecutive occasions, in the local press. Because a property must be designated before an owner can take advantage of Ontario Heritage Foundation grants, the City is now receiving additional requests for designation, as well as those already planned for designation by the City itself. For example, three recent very large advertisements required under the Act have cost the City approximately $2,500. The City has no choice but to comply with the advertisement requirements under the current legislation, although a recommendation to reduce the advertising requirement has been approved by Council and is now being forwarded to Minister.*)

CARRIED 10:1
(Ald. Breen Opposed)

7. That, as requested by Mr. R.F. Morrison, Council consent to the assignment of the lease between the Corporation of the City of Kingston, Allimor Corporation Limited and Ronald F. Morrison, dated June 15, 1977, to the Toronto-Dominion Bank for a period covering the term of an interim financing loan which becomes effective on or about July 15, 1978, such assignment to terminate on or about November 30, 1978.

CARRIED

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

8. That the account of Smith Mill & Ross, Architects, in the amount of $3,626.91, being the final estimate for Architectural and Engineering services with regard to the alterations to the administration and office areas at Rideaucrest Home for the Aged, be approved for payment, it being noted that the 10% fee has been reduced in accordance with A.I.B. regulations

(Note: The contract amount was $40,833. Total cost of the completed job amounted to $38,584.11 or $2,248.89 less than the original contract.

There are sufficient monies in the Rideaucrest Accounts Payable for this purpose.)

CARRIED

9. That a grant of $2,100 be provided from Finance Contingencies for the Family Counselling Service of Kingston on the following conditions:

If subsidy monies are received from the Provincial Government, said monies will be applied towards this grant. (This programme could be eligible for 50% subsidy).

- and -

Since the grants previously given by the City to the Credit Counselling Service were considered to be joint grants to the Family Counselling Service and the Credit Counselling Service, that if further monies are received from the Provincial Government by the Credit Counselling Service, the City be notified if they are willing to share these funds with the Family Counselling Service.

CARRIED

10. That, as requested by the Downtown Core Committee, an amount of $250 be made available to finance a trip for the members of the Committee to Ottawa to include mileage and meals for the purpose of studying pedestrian malls which are now in operation in that City.

CARRIED

11. That the accounts of Mr. T.W. Sergeant, Professional Negotiator, in the amount of $3,082.50, for professional services for the period April 1st to June 30, 1978 and $602.75 for travelling expenses, be approved for payment; and further that the amount of $1,565.13 be transferred from Finance Contingencies in order to have sufficient monies to pay these accounts.

(Note: i) The amount of $6,000 was included in the 1978 budget for this purpose. Total account for 1978 amounted to $7,565.13.

ii) The account in the amount of $3,082.50 was for the following work:

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

11. (Cont'd)

Negotiations - Local 109 and 141 C.U.P.E.

Date	*Hrs.*	*Purpose*	*Fee*
April 3	*4*	*In Kingston with Mr. Ready to discuss Local 141 Proposals*	*$240*
April 4	*7*	*Acting as spokesman - Local 141 negotiations*	*$420*
April 5	*8*	*At Kingston re Local 109 and drafting memorandum of agreement - having same signed*	*$480*
April 6	*5*	*re Local 141 (Bomb Threat)*	*$300*
April 27	*9*	*At Kingston re Local 141*	*$540*
April 28	*½*	*Filing application for conciliation*	*30*
May 15	*7½*	*At Kingston re Local 141*	*450*
June 12	*15*	*re Local 109 Negotiations all day*	*900*
June 28	*12½*	*In Kingston - conciliation with Local 141 - drafting memorandum of settlement*	*750*
Total	*60½*		*$4,110*
Less 25% rebate to regular fee members			*1,027.50*
			$3,082.50

CARRIED

12. That the payment of $21,500 be authorized for the acquisition from the Canadian National Railway of the C.N.R. Abandoned Right-of-Way from the north side of Brock Street to 146' south of Queen Street, from the north side of Queen Street to the south side of Place d'Armes and the property north of Counter Street, it being understood that the cheque will be held in escrow until the City has registered the Quit Claim Deed and that the City will reimburse the Canadian National Railway for the taxes which have been paid after the date of registration to December 31, 1978.

(Note: Total cost : $25,100 ($21,500 + $3,600 deposit)).

CARRIED

13. That payment of the account from the Public Utilities Commission in the amount of $41,032.94 for a 16" watermain in King Street from Sir John A. Macdonald Boulevard to Yonge Street, be approved, and further that the following budget transfer be approved:

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

13. (Cont'd)

	Increase	Decreas
CAPITAL EXPENDITURES Financed from Current Revenue	$41,032.94	-
FINANCE CONTINGENCIES	-	$41,032

CARRIED

14. WHEREAS at the meeting of City Council held June 12, 1978, approval was given for reduction of the Federal share for implementation of the redevelopment plan in the St. Lawrence-Cataraqui area by $160,500 on the supplementary Provincial Municipal agreement.

THEREFORE BE IT RESOLVED that authorization be given to the signing of a revised agreement with Her Majesty the Queen in Right of Ontario to reduce the Federal share for implementation by $160,500 and to ensure that the redevelopment plan for the St. Lawrence-Cataraqui area will be carried out.

CARRIED

15. That as recommended by the Community Services Committee and the Administrator of Social Services, the position of Intake Worker which has been reclassified to Group 5-04, be left vacant and that an additional Case Worker in Group 10-6, who would have a knowledge of all phases of general welfare assistance, be appointed and all case workers to alternate on the "intake procedure".

(Note: The Social Services Administrator recommends that this appointment would become effective September 1, 1978 which would involve the additional cost for the balance of the year of $1,272 (45% of this would be recoverable from the Province.) No additional monies will be required).

CARRIED

16. That as recommended by the City Treasurer, the following budget transfer be approved:

	Increase	Decrease
FINANCE		
Staff and Committee Meals	$1,000.	-
Interest on Temporary Borrowings	$40,000.	-
FINANCE CONTINGENCIES	-	$41,000.

CARRIED

17. That as recommended by the Transportation Committee, runway end marker strobe lights be installed on Runway 01R-19L for an estimated cost of $15,000, and that the following budget transfer be made:

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

17. (Cont'd)

	Increase	Decrease
AIRPORT		
Account 4529 - Grounds Maintenance (Fencing)	-	$10,000.
Account 4541 - New Equipment	$10,000.	-

and further that an additional $5,000 be provided from Finance Contingencies, since the total estimated cost is $15,000.

CARRIED AS AMENDED 10:1
(Ald. Gorham Opposed)

18. That the account of City Nominee G. Timlin to the Fire Arbitration Board in the amount of $1,795.50 be approved for payment. Provision for this expenditure has been made in the 1978 Fire Department Budget.

CARRIED

19. That a grant of $250 be given to the Canadian Gymnastics Foundation for the trampoline team which is composed of an eastern contingent, all from Kingston, Ontario, to help raise $6,000. towards travel expenses to compete in the world championships in Australia, and further that the following budget transfer be approved: Increase - Finance Grants $250.00
Decrease - Finance Cont. $250.00.

CARRIED

20. WHEREAS a Police Sergeant who retired in 1974 will have his Government Annuity Pension Plan commence at age 65 on December 31, 1978;

AND WHEREAS this Police Officer has been notified that the City contributions which were matched by the employee resulted in an overpayment into the Plan of approximately $712;

AND WHEREAS the excess contributions should have been paid into the pension plan for Canada Life which was the vehicle for payment for these employees once they had contributed to the maximum pension under the Government Annuity Plan;

THEREFORE BE IT RESOLVED that as recommended by the Clerk-Comptroller, Council consent to the 100% payment to the employee of the overpayment in the amount of $712.

CARRIED

21. That, as concurred in by the Kingston Administrative Association, effective January 1, 1978, the salaries and salary ranges, both minimum and maximum, confidential and other non-union personnel of the City of Kingston, be increased as follows:

a) For employees in Salary Groups up to and including Group No. 14-10 by $600 or 6%, whichever is greater.

b) Balance of Salary Groups to receive 6%.

REPORTS (Cont'd)

Report No. 81 - Finance & Accounts (Cont'd)

21. (Cont'd)

And further, those employees, such as Deputy Department Heads, who now receive a payment of straight time or time off in lieu after the first 50 hours of overtime worked, for a maximum of $1,000 per year would have the maximum extended to $1,500, it being understood that the Finance Committee will make a further study of this overtime policy, but that there is no commitment to a change.

CARRIED 9:3
(Ald. Clements, Ald. Miller, Ald. Tarnowecky Oppos
(See following Motion which was LOST)

Moved by Ald. Tarnowecky,
Seconded by Ald. Clements,

That Clause 21, Report No. 81 be Tabled until the next meeting of Counci

LOST 4:7

22. That Council does hereby certify that By-Law No. 9283, "A By-Law to Amend By-Law No. 3077, 'Restricted Area (Zoning) By-Law for the City of Kingston' (Approximate 10.4 acre parcel of land located north of Lower Union Street, South of William Street, East and West Sides of Ontario Street, Areas to be made subject to Development Control pursuant to Section 35a of The Planning Act)" is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED 9:2
(Ald. Mackenzie, Ald. Miller Oppose

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman
Judith Mackenzie
B. Breen
J.P. Gerretsen
M.B. Gorham
Y. Tarnowecky

* * *

UNFINISHED BUSINESS

Ald. Timmins said that at the Public Works Committee meeting on July 17, there was no quorum. Items on the Agenda were ratified by two other members the next day. He said that one of the matters to be discussed was a claim by a Taxpayer with regard to damage to his hedge during winter control. This hedge is located at 940 Portsmouth Avenue. The Taxpayer in question is not satisfied with the action of the Public Work Committee that the City is willing to cut back the hedge by 18", remove dead wood from the hedge etc., and if at the end of two years, it is found that the damaged areas have not recovered with new growth, the matter would be reconsidered by the Committee.

Ald. Timmins presented to Ald. Breen photographs showing the hedge cover with a pile of snow. He asked that the Public Works Committee reconside the matter and replace the hedge instead of cutting it back. He stated that he would be glad to attend the meeting along with the taxpayer conc

UNFINISHED BUSINESS (Cont'd)

Ald. Timmins said that it had been brought to his attention that evening that people are concerned about the practice of oiling the shoulders of streets, Princess Street & Bath Road are examples. Pot holes build up with oil and if someone in industry did this they would be penalized. He asked the Public Works Committee to look into this situation pointing out that it is damaging to pedestrians and cyclists etc. He said that on the two streets mentioned there is no sidewalk so people must walk along the side of the road.

Ald. Webb said that Ald. Clements had mentioned Statistics Canada. He had heard arguments as to whether the figures are accurate. He displayed an orange pamphlet and read a letter explaining the fact that a Statistics Canada representative would be calling on him to interview him to obtain certain information with regard to education, value of house, salary etc. It was explained that this information would be kept confidential. The interviewer will be a local person and will call at least six times during this period. He said that he was very disturbed about this procedure and had given it a great deal of thought.

He had contacted Miss Flora Macdonald, M.P., and she had explained that it is a common trend with the members of parliament that they feel this to be an invasion of privacy and she had presented two bills before the House of Commons to fight this.

Ald. Webb questioned that there are approximately 22 million people in Canada and only 55 homes are to be approached. He felt that a questionnaire should be mailed out to the 55 homes from Ottawa. His present thinking on the matter is that he would give them his name and not allow anyone into his home until he received the information from Miss Macdonald.

Ald. Webb explained an application dealt with by the Committee of Adjustment with regard to a business at 417 Bagot Street. This business was formerly located on Ontario Street and subsequently vacated because of the Empire Life development. The application was for variance to permit the construction of a small addition at the rear of the premises. In his opinion the Official Plan would allow this, however the application was turned down. He said that at the rear of this business was a plumbing supply business which he did not think would be interfered with by this addition. He asked that the Planning Board have a look at this decision.

Ald. Webb said that he is in favour of O.H.I.P. coming to the City of Kingston and that the practice of sub-letting or having private contractors lease properties as suggested in the Place d'Armes is not in the best interest of all citizens. Perhaps it may not be in the best interest to encourage O.H.I.P. to go ahead in the light that it will depend on the extension of the development. He asked if there is any suggestion that this developer would go as far as the Canadian Dredge and Dock and pointed out that over 100 skilled workers are employed by this business and unless some provision is made for their relocation, he believed that perhaps some harm would be done.

He did not believe that the City should pressure O.H.I.P. to lease a portion of a privately owned building. He complimented the Mayor on his expression of caution on this point and with the negotiation with O.H.I.P. to date.

Ald. Webb noted that Mr. John (Jock) Lawson, a member of the Rob Roy Pipe Bank for 18 years had died recently.

Mayor Keyes commented on the look of the new square design lights to take the place of low level, high intensity lights being used for T.V. lighting and asked for the comments of the members of Council.

BY-LAWS

Council consented to the presentation of By-Law No. 1 for Three Readings instead of Two, and to the addition of By-Laws 16 and 17.

Council also consented to the withdrawal of By-Law No. 3 because Clause Report No. 80 had been Referred Back to the Community Services Committe

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1, 2 and 4 to 6 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law 1 be suspended for the purpose of giving By-Laws 1 and 4 to 6 their Third Reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie,

That By-Laws 1 and 4 to 17 be given their Third Reading.

CARRIED

* * * *

(1) A By-Law to Amend By-Law No. 9232, "A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential to Zoning By-Law No. 541 to B1.109 (Multiple Family Residential), (Increase Maximum Number of Permissible Dwelling Units from 315 to 326)".

(THREE READINGS) (PROPOSED NO. 9308)
Clause 1, Report No. 77, 1978

(2) A By-Law of The Corporation of the City of Kingston to Control Noise

(FIRST & SECOND READINGS) (PROPOSED NO. 9309)
Clause 1, Report No. 80, 1978

(3) A By-Law to Amend By-Law 122, "A By-Law for the Protection of Children".

(FIRST & SECOND READINGS) (PROPOSED NO. 9310)
Clause 3, Report No. 80, 1978

WITHDRAWN

(4) A By-Law to Repeal By-Law 174, "A By-Law to Determine the Hours of Closing and Requiring the Closing of Shops on Weekly Holidays (Beauty Shops).

(THREE READINGS) (PROPOSED NO. 9311)
Clause 2, Report No. 80, 1978

BY-LAWS (Cont'd)

(5) A By-Law to Authorize the Execution of an Agreement with Felice Giacomello, Bruno Iaccone, Giovanni Crea and Vittorio Migotto (Sewer Connection 271 Concession Street to Drayton Avenue Combined Sewer)

(THREE READINGS) (PROPOSED NO. 9312)
By-Law 14.

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting Held July 24, 1978.

(THREE READINGS) (PROPOSED NO. 9313)
City Council Meeting No. 18, 1978

(7) A By-Law to Authorize the Construction of a 26 ft. Wide Asphalt Pavement with Curbs, Gutters, Boulevards and Turning Circle on Algonquin Terrace from Champlain Avenue Southerly to the End of the Street Under the Provisions of Section 7 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9250)
Clause 1, Report No. 56, 1978

(8) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $152,479. for Improvements to the North End Pumping Station for Sale to Central Mortgage and Housing Corporation.

(THIRD READING) (PROPOSED NO. 9251)
Clause 5, Report No. 58, 1978

(9) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 96 - Northwest Corner of Concession and Connaught Streets).

(THIRD READING) (PROPOSED NO. 9286)
Clause 6 (a), Report No. 65, 1978

(10) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Division Street from 2 Feet North of Pine to Stanley Street Under the Provisions of Section 7 of the Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9290)
Clause 1(a), Report No. 67, 1978

(11) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side of Queen Mary Road from Bath Road to South Curb of Channelized Entrances Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9292)
Clause 1 (c), Report No. 67, 1978

(12) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Amend Fine for Dogs Barking).

(THIRD READING) (PROPOSED NO. 9299)
Clause 2, Report No. 71, 1978

BY-LAWS

(13) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston subject to the Provisions of the Highway Traffic Act".

(THIRD READING) (PROPOSED NO. 9300)
Clauses 4, 5, 6, 8, 9 & 10, Report No. 71, 1978

(14) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Widening of Existing Entrances to Voyageur Bus Terminal).

(THIRD READING) (PROPOSED NO. 9301)
Clause 7, Report No. 71, 1978

(15) A By-Law to Amend By-Law No. 8817, "A By-Law to Provide for a Building Permit Deposit for New Buildings, and Additions Valued at $10,000 or More (Possible Damage to Streets, Sidewalks, Sewers, Watermains or Any Other Public Works)". (Amend Deposit).

(THIRD READING) (PROPOSED NO. 9303)
Clause 5, Report No. 74, 1978

(16) A By-Law to Authorize the Construction of a 12" Diameter Watermain in Queen Mary Road, West Side, from Bath Road Northerly 300' Including One Service Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9293)
Clause 1(d), Report No. 67, 1978

(17) A By-Law to Amend By-Law No. 9280, "A By-Law to Authorize the Execution of an Agreement with 361029 Ontario Limited (Block "C") (Amend Paragraph 3(i) of the Agreement Dated June 26, 1978).

(THIRD READING) (PROPOSED NO. 9306)
Clause 10, Report No. 76, 1978

* * *

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That the condolences of Council be extended to the family of the late Mrs. Hilda Reid, Widow of well-known sportsman "Star" Reid and mother of former Alderman Ken Reid.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late Frank Garrigan, former Alderman.

CARRIED

MOTIONS (Cont'd)

(3) Moved by Ald. Miller,
Seconded by Ald. Gorham,

That the sympathy of Council be extended to the family of the late Mr. John (Jock) Lawson of the Rob Roy Pipe Band.

CARRIED

(4) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Council do now adjourn.

CARRIED

Council Adjourned at 10.50 p.m.

(L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(508) From Mrs. Katie Garrigan expressing her thanks to the Members of Council for their motion of sympathy.

(509) From The Hon. Jean Chretien, Acting Prime Minister, assuring that the views expressed in the brief presented by the County of Frontenac and the City of Kingston are being given careful consideration and notifying that the government is fully aware of the importance of the textile industry to tens of thousands of Canadians.

To be Referred to the Transportation Committee

(510) A copy of a letter to The Honourable Otto E. Lang, Minister, Transport Canada, from The Kingston Airport Neighbours Committee enclosing a Brief and Petition asking that there be a formal public inquiry into all aspects of the operation and development of Norman Rogers Airport.

To be Referred to the City Treasurer

(511) From the Ministry of Treasury, Economics and Intergovernmental Affairs, copy of a publication entitled "Provincial Financial Asssitance to Municipalities, Boards and Commissions."

Which Has Been Referred to the Commissioner of Parks and Recreation

(512) A letter from Mr. Jim Smith, acknowledging receipt of the Commissioner of Parks & Recreation's letter which was in reply to his original letter with respect to safety inspection of the amusement rides located at Lake Ontario Park. Mr. Smith has requested more detailed answers to his questions.

To be Referred to the Parks & Recreation Committee

(513) From the Minister of Energy, enclosing a copy of a new Ministry of Energy Publication entitled "Energy Conservation in Public Buildings".

To be Filed

(514) From the Ministry of Treasury Economics and Intergovernmental Affairs, a publication issued by the Taxation and Fiscal Policy Branch entitled 'Ontario Finances'.

(515) From the Ministry of Treasury Economics and Intergovernmental Affairs notifying that the five Regional offices of that Ministry were reconstituted as the Field Services Branch of the Local Government Division in October, 1977 and listing the following information:

KINGSTON - 1055 Princess Street, Telephone No. 546-5565.

STAFF - Nobby Kimura, Finance, Peter Jackson, Administrator and Ann Johns-Cayer, Local Government Advisor.

AREAS SERVED - Prince Edward, Hastings, Lennox & Addington, Frontenac, Leeds & Grenville.

(516) From Mr. Peter M. Leslie, 254 Alfred Street with respect to Noise in the Alfred and Brock Streets area, thanking the By-Law Enforcement personnel and City Police for their assitance in trying to keep down noise levels in this area.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(517) From the Kingston Minor Soccer Association thanking the City for its support in the amount of $500.

(518) From the Ministry of Housing, copy of their letter to Dick Splinter Construction Limited notifying that the Ministry of the Environment has recommended draft approval of a proposed plan of subdivision, conditional on the owner preparing a storm drainage plan to the satisfaction of the Township and the Ministry of the Environment. Part of Lot 15, Conc. II, Township of Kingston and Pt. of Lots 15 and 16 Conc. II.

(519) From the Hon. Keith Norton acknowledging receipt of the City of Kingston Planning Board's recommendation for an amendment to the Ontario Heritage Act.

To be Referred to the Transportation Committee

(519) From the Ministry of Transportation and Communications with respect to Airport Obstruction Zoning, Transport Canada Policy.

To be Referred to the Housing Sub-Committee and the City of Kingston Planning Board

(520) "Newsletter" from the Ministry of Housing, dated July 20, 1978 setting out, amongst other things, that the Ontario Housing Action Program has ended, no new financial commitments will be made under this program.

To be Referred to the City of Kingston Planning Board

(521) From the City of Burlington requesting endorsation of their resolution that the Government of the Province of Ontario be requested to immediately review and amend the Planning Act and the Ontario Municipal Board Act to ensure that decisions of this magnitude are made by those directly responsible and accountable to the electorate.

Which Has Been Referred to the Transportation Committee

(522) From the Public Utilities Commission notifying of a change in the Parkway bus service and requesting five new bus stops.

Which Has Been Referred to the Finance and Accounts Committee

(523) From the Town of Napanee requesting endorsation of their resolution requesting the federal government to maintain the current tariff rates on furniture so that future demands can be met by our domestic industry rather than by foreign suppliers.

To be Filed

(524) The Official Bulletin of the Ontario Fire Marshal, "Fire Marshals Quarterly News" from the Ministry of the Solicitor General, Division of Public Safety, Volume No. 13, No. 4, for the Fourth Quarter or 1977.

(525) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority; meeting held on July 19, 1978.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(526) From the Hon. Keith Norton, acknowledging receipt of a copy of the resolution with regard to Municipal Taxation of Industrial Enterprise, and a copy of the resolution with regard to District School Borrowing.

(527) From Mr. Edward Broadbent, Leader of the New Democratic Party, acknowledging receipt of a brief on Textile Tariff Negotiations and their potential impact on our communities.

To be Referred to the Local Architectural Conservation Advisory Committee

(528) From the Conservation Review Board enclosing a report on the hearing held with respect to 27 Princess Street with regard to The Ontario Heritage Act, recommending that this property be designated by By-Law of the City of Kingston as a property of historic and architectural value and interest.

To be Referred to the Public Works Committee

(529) From the Ministry of the Environment with respect to the Anti-Inflation Program and Costs of Water Supply & Sewage Disposal, suggesting that vigilance over municipal spending should include the control of expenditures in the areas of water supply, sewerage and refuse collection and disposal.

To be Referred to the Community Services Committee

(530) From the Corporation of the City of Windsor, requesting endorsation of the resolution which endorses the concept that administration costs under The General Wlefare Assitance Act be subsidized in a manner that is consistent across the Province for all organized areas who administer the legislation and that those areas currently required to deduct the 1964 base year administration costs in calculating their current subsidy be relieved of this requirement effective the earliest possible date.and

To be Filed

(531) From the Canadian Transport Commission notifying that the Canadian National Railways are authorized to remove the trackage at the Hanley Spur Station, Kingston in order to permit conveyance of certain property to the Province of Ontario for future development.

(532) From Mr. N. Jackson, City Solicitor, with respect to an article in the Kingston Shoppers News dated June 28, 1978; giving his legal opinion and stating that in light of recent events such as a published retraction, no action should be taken on this matter.

(533) From H. Robert Sheppard, Barrister and Solicitor, a copy of his letter to Mr. Jim Smith with respect to Mr. Smith's letter to the City requesting the City to look into the safety of the rides at Lake Ontario Park. Mr. Sheppard has requested more detailed information from Mr. Smith in this regard, in order to advise his client, Mr. Vivian, at Lake Ontario Park.

(534) From the Workmen's Compensation Board, their publication entitled "WCB Report", Summer 1978.

(535) Copy of "Metric Monitor" dated July, 1978, from the Metric Commission Canada.

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(536) Statement of Revenue and Expenditures for the month of June, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of June 1978	1977 to date
Operating Deficit:	$645,840.	$215,215.	$79,842.	$346,796.
Debentures:	27,690.	13,845.	2,307.	18,100.
	$673,530.	$329,060	$82,149.	$364,896.

(537) "What's What in Kingston", August 20 to August 26, 1978.

(538) Charter Issue of "Canadian Futures", dated July, 1978, a journal of technological forecasting and applied futures research with articles on:

Economies of Scale and Canadian Manufacturing
Educational Heuristics Technology
Technology Assessment
Education for Family Living.

(539) From the Bureau of Municipal Research notifying that in the months to come they will be releasing studies on the following topics:

Rent Control
Downtown Revitalization
Transportation Co-ordination
The use of User Charges
Questions for Electors
Freedom of Information in Local Government
Post-Secondary Local Government Education
Management Crisis in Local Government
Financial Problems of Local Governments

(540) From the Ministry of Treasury, Economics and Intergovernmental Affairs, "Background" Nos. 78/30 and 78/31.

(Copies have been distributed to all members of Council).

Which Has Been Referred to the Downtown Core Committee

(541) From the Ministry of Housing notifying that it is coordinating a major international idea exchange on downtown issues entitled "Downtown Forum '78" and enclosing an introductory brochure which outlines the program and its highlights together with a registration form.

To be Referred to the Community Services Committee

(542) From the Town of Trenton requesting endorsation of their resolution that the Federal and Provincial Attorneys-General be requested to convene a meeting of elected officials from the three levels of Government and of police officials, for the purpose of discussing a change in the law that would provide heavier penalties as well as restitution to the victims of vandalism.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the City of Kingston Planning Board

(543) Application for zoning by-law amendment from Robert & Marion Gorrie, owners of 309 Frontenac Street, presently zoned as "A", requesting that the property be zoned appropriately for use as a house for adult training home for mentally retarded adults, using the existing structure.

Which Has Been Referred to the Transportation Committee

(544) From the Public Utilities Commission of the City of Kingston requesting approval from City Council in principle, for a change in bus route No. 1 - Montreal, Regent, Johnson for a trial period of six months. The change will re-route the buses down Johnson Street to Bagot Street, on Bagot to Brock then on Brock to C.B.D., thus eliminating the traffic congestion on Princess Street, between Barrie and Bagot Streets. To accomodate the new route, three new bus stops will be required. If approval is given, this change in route would become effective 5th September, 1978.

To be Referred to the Finance & Accounts Committee and to L.A.C.A.C.

(545) A letter from Ms. Patricia Warwick notifying of her resignation from the Local Architectural Conservation Advisory Committee as she is moving to Ottawa.

To be Referred to the City of Kingston Planning Board and the Finance Committee

(546) From the City of Windsor requesting endorsation of their resolution that the Province of Ontario be urged to provide sufficient additional funding in 1978-79 to the Ontario Home Renewal Program to ensure that all Ontario municipalities will receive a full provincial grant, based on $2.00 per capita; and thus allow municipalities to continue the uninterrupted administration of this highly successful housing renewal program.

To be Filed

(547) From Mr. D.A. Gordon, Kingston Township Clerk, notifying that he has determined, under the provisions of Section 110 of The Education Act, that the composition of the Frontenac, Lennox and Addington Roman Catholic Separate School Board for the next election would be 14 Trustees, elected as follows:

7 - by City of Kingston

3 - by Township of Kingston

2 - by Area composed of Wolfe Island, Howe Island, Storrington, Loughborough (Pittsburgh Township).

2 - by Area composed of Portland, Hinchinbrooke, Bath, South Fredericksburgh, Adolphulstown, North Fredericksburgh, Richmond, Napanee, Camden East, Newburgh and Sheffield (Ernestownship).

(Note: Number of Separate School Board Trustees for Kingston remains at 7.)

Which Has Been Referred to the City of Kingston Planning Board

(548) From Mr. & Mrs. E. Phipps-Walker opposing the application for a zone change by Homestead Land Holdings Limited on Ontario Street.

(549) From Mr. Peter G.D. Swan, Barrister & Solicitor, notifying that his client, Mrs. Florence Keyes, is registering an objection to the proposed Van Hept Motors application for a zone by-law amendment for her property on Portsmouth Avenue, near Princess Street.

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the City of Kingston Planning Board (Cont'd)

(550) Application for zone change from the Estate of Rabecca Cohen (by its Solicitor, Black, Black, Pedlar & Atkinson) for the property lying at 643 and 647 King Street and 120 & 124 Yonge Street presently zoned as A5 to be changed to C3. The Estate has a conditional offer to sell this property provided it can be operated under a C3 zone.

PETITIONS

REPORTS

REPORT NO. 82

To The Mayor and Aldermen July 26th, 1978

The Transportation Committee reports and recommends as follows :-

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Rideau Street, from 64.92 meters south of River Street, southerly 33.52 meters.

   NOTE: At the present time, parking is permitted.

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that one hour parking be established on the south side of Ordnance Street, from Wellington Street to Rideau Street.

   NOTE: At the present time, parking is permitted at all times.

3. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that one hour time limit, 20¢ per hour, parking meters be installed on the west side of Regent Street, from 88.39 meters south of Princess Street to 22.86 meters north of Park Street.

   NOTE: At the present time, parking is permitted at all times.

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited at all times on the north side of Mack Street, between Nelson Street and Albert Street.

   NOTE: At the present time, parking is permitted at all times.

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that alternate day parking be established on Macdonnell Street, between First Avenue and Concession Street, as follows :

   EAST SIDE - Parking prohibited Monday, Wednesday and Friday after 9:00 a.m.

   WEST SIDE - Parking prohibited Tuesday, Thursday and Saturday after 9:00 a.m.

   NOTE: At the present time, parking is permitted at all times.

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Gilmour Avenue, from Elmwood Street south to the end of Gilmour Avenue.

NOTE: At the present time, parking is prohibited between 9 a.m. and 4 p.m. Mondays to Fridays.

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Earl Street, from Bagot Street to University Avenue :

NORTH SIDE - Parking prohibited between 10-11 a.m. and 2-3 p.m. Mondays to Fridays. Parking permitted at all other times.

SOUTH SIDE - Parking permitted between 10-11 a.m. and 2-3 p.m. Mondays to Fridays. Parking prohibited at all other times.

NOTE: At the present time, alternate day parking regulations are in effect.

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), Section 10(b) (Bus Stops), to provide that a bus stop be established on the southeast corner of King Street West and the entrance to Lake Ontario Park during the months of July and August of each year; further, that the licence for Frontenac Coach Lines Limited to pick up and discharge Township of Kingston passengers at certain locations in Kingston be transferred to Travelways Maple Leaf Ltd. and the licence be amended to include Lake Ontario Park bus stop.

NOTE: During the summer months, the Township of Kingston picks up and discharges passengers at this location.

9. That the lands in front of 267 Concession Street be dedicated as a public street.

Respectfully submitted,

Chairman.

The following clauses may be presented:

10. That Green Drive extension be dedicated as a public street.

11. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Old Oak Road, from Johnson Street to Collegeview Crescent, and that parking be prohibited between 10-11 a.m., 2-3 p.m. and 1-7 a.m. on the south side of Old Oak Road, from Johnson Street to Collegeview Crescent.

NOTE: At the present time, parking is permitted at all times.

Planning Board Report No. 83, clause 5, recommends that site plan for 44 and 62 Old Oak Road be amended to allow for direct access to Old Oak Road for up to eight visitor parking spaces in each of the two parking areas.

REPORT NO. 83

August 8, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS By-Law No. 9283, a By-law to amend By-Law No. 3077, to subject the "Marina City site" to the development control provisions of The Planning Act, was passed by Council on June 12, 1978; and

WHEREAS notification of the amending By-Law No. 9283 has been sent to affected property owners; and

WHEREAS a letter of objection to the By-law has been received; and

WHEREAS the letter of objection has been considered by the Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9283 passed on June 12, 1978, Clause 24, Report No. 64, be reaffirmed.

(Alderman Miller, Mrs. Bryson opposed)

2. WHEREAS By-Law No. 9308, "A By-Law to Amend By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential of Zoning by-Law No. 541 to B1.109 (Multiple Family) Residential)"

(Increase Maximum Number of Permissible Dwelling Units from 315 to 326)" was passed by Council on July 24, 1978; and

WHEREAS notification of the amending By-Law No. 9232 has been sent to affected property owners; and

WHEREAS a letter of objection to more than 315 units on the site was received; and

WHEREAS the letter of objection has been considered by the Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9308 passed on July 24, 1978, Clause 1, Report No. 77, be reaffirmed.

3. WHEREAS By-Law No. 9285, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial)" was passed by Council on July 10, 1978; and

WHEREAS notification of the amending By-Law No. 9285 has been sent to affected property owners; and

WHEREAS letters of objection to the By-Law has been received; and

WHEREAS the letter of objection has been considered by the Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9285 passed on July 10, 1978, Clause 1, Report No. 65, be reaffirmed.

4. WHEREAS a request has been made by the developers and tenants of 44 and 62 Old Oak Road to allow an access ramp from Old Oak Road to allow visitor parking in the existing parking areas which presently exit via Nickle Drive only; and

WHEREAS the Transportation Committee has recommended that access ramps be installed at the visitor parking areas to numbers 44 and 62 Old Oak Road, such visitor parking to be cordoned off;

THEREFORE BE IT RESOLVED that plans - Drawing No. OS-1 dated February 1976 - Outside Services and Grading Plan - Prepared by N.D. Garbutt, P. Eng., approved by Council on April 12, 1976, be amended to allow for direct access from Old Oak Road for up to 8 visitor parking spaces in each of the two parking areas, subject to the condition that the visitor parking be separated from the main parking areas by fixed concrete curbs of sufficient height to prevent access from one parking area to another.

(Mr. Marans opposed)

5. WHEREAS Council has advertised notice of its intention to pass a By-Law to designate Rockwood Asylum and Beechgrove Buildings on the grounds of the Kingston Psychiatric Hospital as properties of historic or architectural value or interest pursuant to Section 29 of The Ontario Heritage Act, 1974; and

WHEREAS the Ministry of Government Services requests the City to terminate proceedings on the grounds that the Act does not bind the Crown and therefore the City has no authority to designate Crown property;

THEREFORE BE IT RESOLVED that the City not proceed with the designation of Rockwood Asylum and Beechgrove Buildings on the grounds of the Kingston Psychiatric Hospital.

6. WHEREAS a fill permit application has been made to the Cataraqui Conservation Authority by Tackaberry Heating Supplies Limited for filling on part of Lot 24, Concession III, City of Kingston; and

WHEREAS such application has been studied by the Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Conservation Authority be advised that the Cityof Kingston has no objection to the granting of a fill permit to Tackaberry Heating Supplies Limited, for filling on part of Lot 24, Concession III, City of Kingston.

7. WHEREAS the owners of 417 Bagot Street requested the Committee of Adjustment to grant a minor variance to permit expansion of this property; and

WHEREAS it was the opinion of the Committee of Adjustment that such expansion did not constitute a minor variance and, therefore, the Committee had no jurisdiction to grant the request; and

WHEREAS the City Solicitor concurs with the opinion of the Committee of Adjustment;

THEREFORE BE IT RESOLVED that no action be taken on a request to review the decision of the Committee of Adjustment with regard to 417 Bagot Street.

(Note: Alderman Webb requested that this matter be reviewed.)

August 22, 1978.

8. WHEREAS Mr. A. Van Herpt has applied to amend the C2 (Arterial) Commercial zoning for 848 Portsmouth Avenue to reduce the required rear yard from 7.63 metres to 1.53 metres in order to permit an enlargement to the existing automotive repair shop; and

WHEREAS it is considered appropriate, in this case, that the minimum rear yard requirement be eliminated entirely provided that the enlargement is made subject to Development Control in order to assure that adequate protection is offered to the adjacent residential property;

THEREFORE BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

A. By amending Zoning Map No. 11 so as to rezone the approximately 0.08 hectare parcel of land located on the west side of Portsmouth Avenue south of Princess Street (848 Portsmouth Avenue) shown on a copy of Zoning Map No. 11 which is attached hereto as Schedule 'A', from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial.

8. (Cont'd)

B. By adding as Section 159 the following:

"159. On the approximately 0.08 hectare parcel of land located on the west side of Portsmouth Avenue south of Princess Street (848 Portsmouth Avenue) and designated C2.159 on a copy of Zoning Map No. 11 attached to and forming part of By-Law No. as Schedule 'A';

(i) There shall be no Minimum Rear Yard requirement.

(ii) All alterations or additions shall be subject to the Development Control Provisions as set out in Section 5.30 (a), (b) and (d).

(iii) The Minimum Lot Depth shall be 39 metres."

(Alderman Timmins opposed)

9. That Council does hereby certify that By-Law No. , 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.08 hectare Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street (848 Portsmouth Avenue) from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

10. WHEREAS in November, 1977, Council gave third reading to By-Law No. 9063, 'A By-Law to Amend By-Law No. 8499 (Rezone 36.4 Acre Site Located east of Rideau Street and North of River Street ; and

WHEREAS Council also approved an Amendment to the Official Plan to permit various residential, commercial and recreational uses; and

WHEREAS such zoning and Official Plan amendments were conditional upon the applicant entering into an agreement with the City requiring the applicant to investigate and report on the existing site conditions in a manner and form satisfactory to the City and the Ministry of the Environment prior to the issuance of any building permits for the site; and

WHEREAS the Ministry of Housing subsequently raised an objection to the rezoning on this site due to contamination; and

WHEREAS the Ministry of the Environment has now proposed various conditions which would enable this site to be used for residential and recreational purposes;

THEREFORE BE IT RESOLVED that the Ministry of the Environment be informed that Council accepts the recommendations made by the Ministry with respect to measures to be taken to clean the site of the former Davis Tannery and to contain contaminated materials;

10. (Cont'd)

- and -

BE IT FURTHER RESOLVED that the Ministry of the Environment be informed that the City requests that Procedure No. 5 be amended to require that an environmental inspector shall be appointed by the Ministry of the Environment to oversee the work.

(Mrs. Bryson opposed)

11. WHEREAS Council, on July 24, 1978, gave approval to plans for Development Control Application #71-78, Paron Construction Limited, subject to the owner entering into a development agreement which included the condition, "that a plan be submitted for approval showing the revised treatment of walls along Clarence Street, Ontario Street, and Johnson Street, and of the sea wall, such plan to be submitted before a building permit shall be issued"; and

WHEREAS in fulfillment of this condition the following plans have been submitted and examined by the Site Plan Committee and considered to be acceptable;

Plan #1 - West Elevation - August 15, 1978

Plan #2 - North Elevation - August 15, 1978

Plan #3 - South Elevation - August 15, 1978

Plan #4 - East Elevation - August 15, 1978

Plan #5 - Partial North & South Elevations - August 15, 1978

THEREFORE BE IT RESOLVED that the above listed plans be approved and accepted in partial fulfillment of the above listed condition.

(Alderman Mackenzie, Alderman Miller, Mrs. Bryson opposed)

August 24, 1978.

12. That, as recommended by the Development Control Committee, the following plans, submitted by Frontenac Elevator Co. Ltd., for an office and warehouse at 2 Creighton Street

Plan # 1 - Site Plan - August 3, 1978

Plan # 2 - N/E Elevation - June 19, 1978

be approved, subject to the owners entering into a development control agreement, which shall include the following conditions:

a) *that development be in accordance with the above listed plans;*

b) *that all parking areas shall be paved;*

c) *that the unpaved areas in the front of the site shall be dry-landscaped in a manner which is acceptable to the City;*

d) *that any exterior lighting shall be directed away from the residences on the north side of Creighton Street;*

e) *that the water service connection be directly to the Chatham Street watermain.*

13. That, as recommended by the Development Control Committee, the following plans, submitted by 343876 Ontario Limited, for an addition to an existing office/industrial building on the north side of Counter Street at the extension of Sir John A. Macdonald Boulevard:

Plan 1 - West Elevation - January 24, 1978

Plan 557 A1 - Site Development Plan - May 9, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans, except as follows:*

   (i) *that the owner be allowed to vary or "step" the eave line of the proposed building, but in no instance shall the eave height be above that of the existing building or above the height of twenty feet;*

   (ii) *That the owner be allowed to vary the quantity of windows and/or doors in the west elevation, but in no instance would there be more than two openings per 20 feet of frontage, which would follow the pattern shown on Plan #1 - West Elevation - not to scale - dated January 24, 1978;*

   (iii) *That the building may be constructed in phases, the building permit for each individual phase to be issued only after the owner has submitted plans for each individual phase to the City, which may give its approval subject to Clause (a) (i) and (ii) above, said plans to show complete elevations, exterior materials, colours and signs in accordance with the City's site plan specifications, such plans to be submitted within two years from the date of this approval.*

b) *that prior to issuance of any building permit, a detailed grading plan shall be submitted to the Commissioner of Works, the said plan to indicate clearly the details of any proposed entrances to Counter Street and Sir John A. Macdonald Boulevard;*

c) *that all parking areas and vehicular entrances or exits shall be paved;*

d) *that a landscaping plan, which shall be subject to City approval, shall be submitted and implemented within one year of issuance of the building permit.*

14. That, as recommended by the Development Control Committee, the following plans, submitted by the Kingston, Frontenac, Lennox & Adddington Health Unit, for an addition to the Health Unit facilities at 221 Portsmouth Avenue:

Plan #1 - Perspective - July 6, 1978

Plan A1 - Site Plan - July 6, 1978

Plan A2 - Floor Plan - July 6, 1978

Plan A3 - Sections & Elevations - July 6, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all new parking areas shall be paved;*

c) *that the interior layout as shown on Plan A.2 Floor Plan not be subject to the requirements of development control.*

15. That, as recommended by the Development Control Committee, the following plans, submitted by Vanzuylen Alignment Service Limited, for an addition to an automobile repair service located at the corner of Connaught and Concession Streets:

Wall Plan - August 8, 1978

Plan #1 - Plot Plan - July 10, 1978

Plan #2 - Front & Right Elevations - July 10, 1978

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) *that the development shall be in accordance with the above listed plans;*

b) *that no building permit shall be issued until after Zoning By-Law No. 9287 has been approved by the Ontario Municipal Board;*

c) *that a connection to combined sewers for storm water drainage may only be made at the discretion of Council;*

d) *that the electrical service may require renewal at the discretion of the Public Utilities Commission;*

e) *that the exterior material of the structure shall be split rib concrete block on both street elevations and plain concrete block on the remaining elevations with panels of metal or other suitable material, coloured to complement the existing structure, to be located vertically between the first and second storey windows;*

f) *that the existing structure on Lot 255, Registered Plan No. 137 shall be removed if necessary to give effect to Zoning By-Law No. 9287 which requires that a minimum of nine parking spaces be provided on Lot 255;*

15. (Cont'd)

g) *that the existing structure on Lot 255, Registered Plan No. 137, if retained, shall be brought up to conformity with the Minimum Property Standards By-Law of the City of Kingston;*

h) *that the buffer wall shown on the Wall Plan dated August 8, 1978, shall be structurally strengthened with reinforcing piers or by other means satisfactory to the City;*

i) *that all parking areas shall be paved;*

j) *that the design and location of all exterior lighting and free standing exterior signs shall be subject to City approval;*

k) *a ten-foot street widening along the Concession Street frontage shall be deeded to the City.*

Respectfully submitted,

CHAIRMAN

Report No. 84

August 14, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of S M.I. Limited for supply of one new Myers MHV-6 Hi Pressure Hydraulic Sewer Cleaner and one new 1978 Ford LN-800 truck chassis for a total tax included price of $39,360.88 be accepted being the lowest tender received.

2. That the tender of Craig Construction Equipment for supply of four trackless MT-III sidewalk snow blowers with four wheel drive and articulating frame for a tax included price of $79,435.20, being net after trade-in allowance for four 1962 Bombardier sidewalk snow plows, be accepted being the lowest tender received conforming to the specifications.

3. That an Agreement be entered into with the Frontenac County Board of Education to permit the City to install an inlet and drainage pipe on the Rideau Heights Public School grounds and maintain it in order to eliminate a flooding problem on the school property and abutting lots, as shown on Drawing C.88 dated June 14, 1978.

4. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

Reconstruction of concrete sidewalks

(a) north side of Princess St, 10'.7 wide, from Montreal St easterly 249'.5
east side of Montreal St, 10'.7 wide, from Princess St northerly 5'.5

Total estimated cost	$11,500.00
Owners' share	5,253.00
City's share	4,908.49
Anticipated MTC subsidy	1,338.51
Debenture amount	10,161.49

(b) west side of Barrie St, 5'.5 wide, from 133'.4 south of Union St southerly 168'.5

Total estimated cost	$3,300.00
Owners' share	1,650.00
City's share	1,513.80
Anticipated MTC subsidy	136.20
Debenture amount	3,163.80

(c) # south side of Stuart St, 4'.9 wide, from 4'.5 west of Lr. University Ave westerly 56'
## south side of Stuart St, 4'.9 wide, from 164' east of St. St. Lawrence Ave easterly 333'.5

#	#	##
Total estimated cost	$1,000.00	$7,100.00
Owners' share	428.84	2,852.77
City' share	399.81	3,080.25
Anticipated MTC subsidy	171.35	1,166.98
Debenture amount	828.65	5,933.02

(d) Construction of concrete sidewalk in easement abutting Bath Rd north side, 4'.9 wide, from Queen Mary Rd westerly 721'.1

Total estimated cost	$14,400.00
Owners' share	12,694.71
City's share	1,705.29
Debenture amount	14,400.00

Note - Developer will pay the City's share by agreement.

(e) Construction of storm sewer in Montreal St from Russell St to 426'.1 north of Joseph St with a connection to a 72' Ø existing storm sewer opposite Fraser St allowance and in Montreal St from Railway St southerly 242' and in Rideau St from Montreal St southerly 293' (W/S)

Total estimated cost	$193,600.00
Owners' share	4,960.38
City's share	106,680.81
Anticipated MTC subsidy	81,958.81
Debenture amount	111,641.19

5. That the resolution of the Township of Rochester attached as Schedule "A". be not endorsed.

6. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - the owners of the property at 68R Princess St., Mr. G.Edward Lloyd and Dr. John Rapin, be permitted to connect the storm drainage from the courtyard through a separate storm lateral to the existing combined sewer in Princess St at an elevation satisfactory to the Commissioner of Works which can be re-connected to a future separate storm sewer.

....../3

That the following action of the Public Works Committee pursuant to Section 53 of By-law No. 1 (delegated powers of City Council), be ratified, confirmed and approved:-

7. That the closure of the Queen/Wellington St intersection be extended from July 29 to August 3, 1978 because of the delays caused by the depth of an existing watermain and rock being higher than anticipated.

8. That the Barrack/Wellington St intersection be closed for eight working days from August 21 to August 30, 1978 to facilitate sewer construction.

9. That the closure of Queen St between Wellington and Bagot St be extended from August 18 to September 1, 1978 because of the amount of equipment working on the street, it being understood that the street will be open to local and emergency traffic.

Respectfully submitted,

Chairman

MUNICIPAL CORPORATION

ROCHESTER TOWNSHIP 1853

Phone Belle River 728-2213

St. Joachim, Ontario N0R 1S0

Office of the Clerk-Treasurer

JUL 14 1978

Schedule A

JUL 12 1978

MEMORANDUM TO: All Councils of the Ontario Municipalities having membership with A.M.O

FROM: The Municipal Corporation of the Township of Rochester

The Council of the Corporation of the Township of Rochester, requested your endorsation of the following resolution. If you endorse our resolution, would you please forward a copy to the A.M.O. and to your local M.P.P.

WHEREAS at the Ontario Good Roads Convention of 1976, the Ministry of Transportation and Communications expressed concern as to the regular inspection and proper maintenance as well as repairs to Municipal Bridges throughout the Province of Ontario;

AND WHEREAS under date of December 29th, 1976, the M.T.C. had proposed to Municipal Council to provide assistance by means of a special rate of subsidy for the undertaking of a special appraisal of all bridges, by competent Consulting Engineers thereby enabling the Municipal Councils to be in a much better position to control expenditures, repairs and replacements of such Municipal Bridges;

AND WHEREAS Municipal Councils have taken heed of their advice and recommendations by hiring the services of Consulting Engineers to prepare reports of the Ministry of Transportation and Communications Bridge Appraisal Program;

AND WHEREAS such Municipal Bridge Appraisal Program reports have revealed many deficiencies which require immediate attention, repairs and in some cases immediate replacement by new structures;

AND WHEREAS subsidy allocations for such reconstruction of bridges, forced upon some of us, through the sudden collapse of the Structure, are being partly approved in the current year, requiring the Municipal Councils to arrange for borrowings in order to provide for the Ministry's remaining subsidy payable in the following year;

THEREFORE be it resolved that we petition the Honorable James Snow, of M.T.C. to grant full approval of subsidy allocation for bridge repairs and bridge reconstruction in the current year when the supplementary subsidy is applied for; therefy avoiding the necessity for Municipalities to have recourse to special financing in lieu of subsidy dollars that should benefit the Township Council in the current year of the Project.

Yours truly,

ROCHESTER TOWNSHIP COUNCIL

Raymond Sylvestre

RS:gt

per RAYMOND SYLVESTRE
Clerk - Treasurer

Report No. 85

July 27, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That, since the Parks and Recreation Committee believes that the operation of the Elder Memorial Tennis Complex should be on a trial basis for the first year to determine the use that will be made of it and since the operation will be evaluated at the end of the trial period at which time consideration will be given to the hours of operation for Juniors, no action be taken this year to restrict the hours of operation of the tennis complex for Juniors.

That the following action of the Parks and Recreation Committee pursuant to Section 53 of By-law No. 1 (delegated powers of City Council), be ratified, confirmed and approved -

2. That tenders for a diesel tractor and accessory equipment be awarded, in part, as follows, being the lowest tenders received -

(a) To Equipment Sales Agency

One Kubota Dieseled Power Tractor
Model L-295 - $7,375.68 TIP delivered

(b) To Garden Tractor Sales

R.O.P.S. Cap for above
Front End Loader - $3,445.15 TIP delivered

(c) To B.T MacFarlane Ltd

Front Mount Snow Blower - $1,736.11 TIP delivered

3. That the following accounts be paid -

John Davy and Sons Ltd - $819.14 - supply of canteen merchandise

W.B Dalton and Sons (1971) Ltd - $522.09 - supply of miscellaneous hardware consisting of several different purchases

Respectfully submitted,

Chairman

SUMMARY OF TENDER NO. 78-25

for

DIESEL TRACTOR

PERIOD OF USE: Indefinite
METHOD OF INVITATION: Public & Individual
NO. OF INVITATIONS SENT: 15

DATE OF CALLING: June 7, 1978
DATE OF CLOSING: June 28, 1978
NO. OF TENDERS RECEIVED: 3

QTY.	DESCRIPTION	GARDEN TRACTOR	EQUIPMENT SALES AGENCY	B.T. MACFARLANE						
1	4 W.D. Diesel Tractor	7,341.03	6,637.00	6,946.00						
	Make	Kubota	Kubota	Kubota						
	Model #	L295 DT	L295	L295 DT						
	Federal Sales Tax	571.34	539.00	539.00						
	Provincial Sales Tax	Extra	Extra	Extra						
	Total T.I.P. Delivered	8,228.86	7,463.04	7,784.40						
	ACCESSORIES									
	Snow Blower Front Mount	1,738.80	1,740.00	1,669.34						
	Cab R.O.P.S.	1,403.27	1,748.00	1,851.80						
	Front End Loader	1,909.37	1,950.00	2,111.68						
	Turf Tires	433.00	(575.00) 375.00	864.78 c/w rims 405.00 Tires only						
	Wheel Weights & Chains	202.00	80.00	195.62						
	Delivery Date	10 Days	July 28/78	45 Days						

PURCHASE ORDER NO. ________ TO ________ $ ________ BY LAW NUMBER

SUMMARY OF TENDER NO. 78-25

REMARKS

The foregoing tabulation is a summary of all tenders received in response to the subject tender for a four wheel drive diesel powered tractor.

All bids are based on the same power unit. The interchangeability of the accessory equipment allows for the apportionment of the order to avail of obvious price advantages.

RECOMMENDATION

It is recommended for consideration that the tender be awarded, in part, as follows:

DIESELED POWER TRACTOR Including extra Turf Tires & Chains	- TO EQUIPMENT SALES AGENCY	- $7,375.68 T.I.P. DELIVERED
R.O.P.S. CAP FOR ABOVE Front end loader	- TO GARDEN TRACTOR SALES	- $3,445.15 T.I.P. DELIVERED
FRONT MOUNT SNOW BLOWER	- TO B.T. MACFARLANE LTD.	- $1,736.11 T.I.P. DELIVERED
	TOTAL CONSOLIDATED COST	- $12,556.94

Respectfully Submitted,

17,000.

Ewart

M.J. Ewart.
Director of Purchasing

REPORT NO. 86

August 17, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following resolution, submitted by the Regional Municipality of Waterloo, be endorsed:

"WHEREAS experience and research indicate that refillable glass containers are markedly preferable to non-refillable metal and glass containers for soft drink distribution, in that:

a) a refillable system results in a net increase in jobs;

b) significant energy and materials conservation are achieved;

c) solid wastes and litter are reduced;

d) consumers and taxpayers are saved money; and

e) a refillable system would produce net benefits for the Ontario economy; and

WHEREAS experience shows that a refundable, mandatory deposit applied to all soft drink containers results in a substantial increase in the use of refillables;

IT IS THEREFORE RESOLVED that the Province of Ontario be requested to take all possible haste:

1) in providing the legal authority for individual municipalities to establish such mandatory deposits; or

2) in establishing a province-wide mandatory deposit system."

2. That, as recommended by the City Solicitor, By-Law No. 122, "A By-Law for the Protection of Children", be amended as set out on the attached Schedule 'A'.

(Note: This clause was referred back to the Committee by Council at its meeting on July 24, 1978. After receiving the advice of the City Solicitor, the Committee is satisfied that the proposed by-law would not cause undue hardship to children attending events for which they have paid admission; and is further satisfied that the word "loiter" is correctly used in the By-Law, which closely follows The Child Welfare Act.)

---

3. That the following schedule of fees and rates for the 1978 Municipal Election be approved:

	1978 Fees	1976 and 1974 Fees
Officials:	$	$
Deputy Returning Officer	60.	50.
Poll Clerk	45.	35.
Election Assistant	30.	25
Constables:		
School Caretakers	6. or overtime	6. or overtime
Others	30.	20.
Advance Poll D.R.O.	90.	80.
Advance Poll Poll Clerk	65.	55.
"Standby" D.R.O. or Poll Clerk	25.	20.

	1978 Rate	1976 and 1974 Rates
Polling Places (Per Day):	$	$
Homes or Halls:		
1 Poll	30.	20.
Each Additional Poll	10.	5.
Schools* and Public Buildings:		
Each Poll	10.	5.
Advance Poll	35.	25.

* - *Note: Frontenac County Board of Education, in February of 1978, agreed to make its school buildings available for use as polling places during municipal elections at no cost to the municipalities in Frontenac County.*

Note Also:

- *The following are fees established in January of 1977 by the Government of Ontario for Provincial Elections (which involves only one ballot):*

D.R.O.	*$55.*
Poll Clerk	*45.*
Constables	*30.*
Polling Place Rental	*40.*

- *In 1978 the area of each polling subdivision has been increased so that the average number of voters on each polling list will have the potential being 300 instead of 200. Thus there will be more voters at each poll and more work for each of the officials to do.*

Respectfully submitted,

CHAIRMAN

The following clauses may be presented:

4. That the City of Kingston initiate the fluoridation of the City water supply.

5. That the matter of fluoridation of the City water supply be added to the ballot at the Municipal Elections to take place in November, 1978.

BY-LAW NO. TO AMEND BY-LAW NO. 122, A BY-LAW FOR THE PROTECTION OF CHILDREN

Whereas the Child Welfare Act, R.S.O., 1970, Chapter 64 provides for a Court to deal with the parents of a child who contravenes the Act but not the Child,

And Whereas it is considered to be in the public interest not to have children in a public place after certain hours in the evening and to bring those offending children before the Provincial Court, Family Division,

Therefore, the Council of the Corporation of the City of Kingston enacts as follows:

1. Section One of By-Law 122 is repealed and the following substituted therefore:

   1. No child under the age of sixteen years shall loiter in any public place between 10:00 o'clock in the afternoon and 6:00 o'clock in the morning of the following day or be in any place of public resort or entertainment during such hours unless accompanied by his or her parent or an adult appointed by the parent to accompany the child.

2. Section Three of By-Law 122 is repealed and the following substituted therefore:

   3. Any child found contravening any provision of this By-Law after he has been warned by any constable or probation officer or officer of a Childrens Aid Society is guilty of an offence and may be brought before the presiding Judge of Provincial Court, Family Division, and on summary conviction may be

liable to a fine of not more than $25.00 and for any subsequent offence to a fine of not more than $100.00. In the alternative, the Judge may make such other order as he sees fit taking into account the circumstances and need of the child and his family.

3. This By-Law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS the day of]

GIVEN THIRD READING AND FINALLY PASSED the day of 1978.

CLERK-COMPTROLLER MAYOR

REPORT NO. 87

To the Mayor and Aldermen: August 16, 1978

The Finance and Accounts Committee reports and recommends as follows:

1. That List of Accounts No. 7, dated July, 1978, in the amount of $2,995,706.49, for expenditures incurred under proper authorization, be approved.

2. That the following resolution received from the City of Stratford be endorsed:

> *"WHEREAS the Province of Ontario through the Minister of Health is responsible for licencing and approving Nursing Homes located in the Province of Ontario;*
>
> *AND WHEREAS the Minister through his officials in the Ministry of Health have determined a formula for allocating of Nursing Home Beds on certain geographical basis;*
>
> *AND WHEREAS the basis is usally on a County or Regional Area;*
>
> *AND WHEREAS certain urban areas needs are not met by this approach;*
>
> *NOW THEREFORE BE IT RESOLVED that the Province of Ontario be petitioned to amend its method of allocation of Nursing Home Beds to more adequately reflect the community needs rather than a geographical statistical need.".*

3. That the account of Brian Arnott Associates in the amount of $1,383.33 for the third instalment of Professional Fees for Part III of the Grand Theatre Feasibility Study be approved for payment.

4. That the following resolution from the City of Stratford be endorsed:

> *"WHEREAS Articles in the Highway Traffic Act, the Public Vehicles Act and the Education Act make it illegal for school boards and school bus operators to allow the school buses to transport metally handicapped adults to their workshops along with other school children;*
>
> *AND WHEREAS the mentally handicapped adults do ride on school buses while they attend a school for trainable adults;*
>
> *AND WHEREAS other modes of transportation are required, at greater costs, and often result in needy retarded adults being deprived of valuable services;*
>
> *NOW THEREFORE BE IT RESOLVED that the Ontaro Government provide exemption from, or make the necessary changes to the Highway Traffic Act, the Public Vehicles Act, and the Educational Act, that would allow school Bus operators to provide transportation to workshops for retarded adults.".*

5. That the following resolution received from the City of Windsor be endorsed:

5. (Cont'd)

"WHEREAS Bell Canada has made application for permission to increase residential rates by 20% and business rates by 28% to cover the cost of installing jacks for telephone users in Ontario and Quebec communities;

AND WHEREAS it appears that Bell Canada embarked on this one hundred and seventy-five million dollar project in the absence of an apparent demand for this service from telephone users;

AND WHEREAS the offer of Bell Canada to install up to a maximum of five jacks in each home can be regarded as being exceedingly generous and misleading especially in view of the lack of information to telephone users of their responsibility for assuming the cost of these installations through future increases in telephone rates;

AND WHEREAS it has been suggested that this program is designed primarily to encourage the sale of additional telephone equipment by Bell Canada;

AND WHEREAS citizens requiring jacks for whatever convenience they provide are free to purchase this service at their discretion;

AND WHEREAS Bell Canada's labour costs can be expected to decline appreciably with the installation of jacks thereby offsetting the capital costs incurred and consequently eliminating the need for the proposed increases;

THEREFORE BE IT RESOLVED that a vigorous protest be lodged with the Canadian Radio-Television Commission against the completion of this unnecessary jack installation program and any increase in either residential or business telephone rates to cover the cost of the work which has already been carried out by Bell Canada.".

6. That, as recommended by the City Treasurer, the applications of the persons and firms listed on a schedule on file in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $21,499.68 be approved.

7. That, as recommended by the City Solicitor, the City execute a "General Release of all Demands" upon Texaco Refinery Corporation of Canada Limited, upon receipt of the appropriate warranty for one year.

8. That the City purchase the property on 1133 King Street, in the Auld Subdivision, at a total cost of $21,000, being the appraised value; further that the necessary funds be transferred from Finance Contingencies.

9. That the draft lease between the City and the International Hockey Hall of Fame Inc., as set out on pages 5 to 8 of Schedule "A" of the Agenda of the Finance meeting for August 16, 1978, be amended as follows:

   a) By increasing the term of the lease from one year to five years;

   b) By inserting in Clause 3(a) the words "moved back" after the word "be" in line 1.

   c) By adding in Clause 3(f) "s" to the word "Director".

9. (Cont'd)

d) By inserting in Clause 12, after the words "janitor services", the words "which shall include maintaining the grounds in front of the building";

and that the lease, as amended, be approved.

10. That the License Agreement between the International Hockey Hall of Fame, the Kingston and District Agricultural Society, and the City, as set out on pages 9 to 13 of Schedule "A" of the Agenda of the Finance meeting for August 16, 1978, be approved.

11. That as requested by the Public Utilities Commission of the City of Kingston, 4 used 35-passenger buses be purchased from the City of Kitchener at a total cost of $15,000., the City's share to be $6,750., and that the necessary funds be transferred from Finance "Contingencies".

12. That Mr. Hunter A. Myer be appointed to the City of Kingston Planning Board for a period ending November 30, 1980, as a replacement for Mr. G. Ross.

13. That the appropriations "Other Revenue - Fines and Fees" be increased by $2,000 and "legislation - Registry Office" be increased by $2,000.

14. That the following resolution received from the Town of Napanee be endorsed:

"WHEREAS there is general concern for the health and future of the furniture manufacturing industry in Canada;

AND WHEREAS the continuing penetration of the Canadian furniture market, largely from the southern United States, is a direct cause for the industry's deterioration;

AND WHEREAS the capacity utilization for the furniture industry is 66% and among the lowest in Canadian secondary industry, competetive disadvantage to its American counterpart because of higher wages and plant costs;

AND WHEREAS 8,000 Canadian jobs have already been lost in this industry over the past three years;

NOW THEREFORE BE IT RESOLVED that the federal government be requested to maintain the current tariff rates on furniture so that future demands can be met by our domestic industry rather than by foreign suppliers;

AND THAT a copy of this resolution be forwarded to the Chairman of the Canadian Trade & Tariffs Committee, The Minister of Industry, Trade and Commerce, The Minister of External Affairs and interested Members of Parliament."

15. That the Building Inspection Department be relocated to 19 Queen Street in the area west of the main stairway and that the necessary counters, shelving, new lighting etc., at an estimated cost of $3,500. be approved; further that the purchase of a new cash register at an estimated cost of $1,500 be approved; and further that $5,000. be transferred from Finance "Contingencies" to cover this expenditure.

16. That an area on the ground floor at 19 Queen Street and on the second floor, as shown on the attaches sketch, be leased to Bacchus Incorporated effective September 1, 1978 on the following conditions:

    1. Monthly rental of $1,200. payable in advance on the first day of each month during the term of the lease from September 30, 1978 to August 31, 1983 with the lease to be extended for a further period of five years at a rate to be negotiated.

    2. The lessee to be responsible for the installation and cost of any changes in wiring or additional light fixtures and all interior decorating. Plans for these changes are to be subject to the approval of the lessor.

    3. The lessee shall be responsible for the cost of utilities used by it based on either meter readings or cost estimates provided by the Public Utilities Commission, and for any increase in insurance costs and taxes.

    4. The lessee shall have the right to install signs on the exterior of the premises in accordance with City By-Laws.

    The lessor shall make the following renovations:

Second Floor	
1) Remove temporary wall.	$5,600.
2) Install fireproof door entrance to kitchen.	
3) 2 Perm walls for kitchen.	
4) Exit from kitchen to fire stairwell.	
5) Dividing wall adjacent to fire stairwell.	
Ground Floor	
1) Entrance at large window.	
2) Dividing entrance, to left of entrance and from back of stairwell to doorway, from back of stairwell to vault wall with fire exit for other tenant.	
3) Install or renovate existing toilet facilities for men and women in accordance with City By-Laws.	$5,800.
Proposed new exit and entrance for future occupancy for the westerly area of the building	$1,500.
	$12,900

    Further that $12,900. be transferred from Finance "Contingencies" to cover the estimated cost of the work.

    (Note: Area to be leased - 660 sq. ft. on Ground floor; 2,589 sq. ft. on Second floor. Total area 3,249 sq. ft.; Rate $4.46 per sq. ft. per annum.

    Vault on 2nd floor is included in the area to be leased to Bacchus; Bacchus shall be entitled to remove the vault at their sole risk and expense. The work shall be done to the satisfaction of the Chief Building Official.)

17. That, as recommended by the Parks & Recreation Committee, once the Building Inspection Department has been moved to Queen Street, the City Solicitor's office be relocated to a portion of the space now occupied by the Building Inspection Department and that a private office be partitioned off for the Law Clerk at a cost not to exceed $300., and the necessary funds be transferred from Finance "Contingencies".

18. That, as recommended by the Clerk-Comptroller, pursuant to Section 8 (1) of By-Law 4, leave of absence, without pay, be granted to Mrs. Donna Gaulton, Secretary II, in the Clerk-Comptroller's Department, from July 6, 1978 to August 21, 1978.

19. That since the funds donated to the Grand Theatre Alterations fund by the general public, the matching funds to be provided by Wintario and the contributions by the City of Kingston and the Province of Ontario are insufficient to award the tender for Phases 2 - 4 for alterations in the amount of $835,545;

And since there is no prospect of any substantial increase in the amount of public subscriptions of over the $200,000. now on hand;

Therefore, Mr. F. Thomas Mill, M.R.A.I.C., of the firm of Smith, Mill & Ross, Architects, for the Grand Theatre additions and alterations be requested to negotiate as soon as possible with Emmons & Mitchell Construction Limited with the objective of reducing the amount of work to be performed to $572,069., such reduction to be recommended to the Finance Committee by the Architect following consultation with the Grand Theatre Board;

And further that if there is any delay in approval of the matching Wintario Grants by the Ministry of Culture and Recreation, Mayor Ken Keyes and Ald. B. Breen be authorized to meet with the Minister to support the City's application for approval of the matching grant of $310,412.

20. That as requested by Mr. B.W. Trumpour, the City arrange for a meeting room at 9:30 a.m. on Tuesday, August 29, 1978, for a meeting of the Board of Eastern Ontario Development Corporation and that at the noon adjournment a small reception followed by a sandwich and salad lunch be provided by the City in the Aldermen's Lounge at an estimated cost of $150.00

21. That no action be taken on the recommendation of the Public Works Committee that $24,000 be provided from Finance "Contingencies" for reconstruction of the paved boulevard on the north side of York Street between Alfred and Nelson Streets.

22. That, as recommended by the Public Works Committee, since Section 3.06 of the Agreement with Tricil Waste Management Limited requires Tricil to complete the Resource Recovery Development Section within 30 months from the date they notify the City the Transfer Facility is ready for operation which date terminates on August 26, 1978; and since it is the opinion of the Public Works Committee that the

22. (Cont'd)

Resource Recovery Development Section for the production of energy will not be completed by this date; the Agreement with Tricil Waste Management Limited be amended to extend the completion time on a month to month basis and that the matter be resolved prior to November 30, 1978, it being noted that an opinion is being obtained from the City Solicitor on the City's legal position.

23. That a By-Law be presented to Council to stop up and close a portion of Allen Lane.

24. That a By-Law be presented to Council to offer Part 4 on Plan No. 13R-3005 to the Government of Ontario at a price of $6.00 per square foot, at a total estimated cost of $25,582., it being understood that if the Government of Ontario does not proceed with the construction of the O.H.I.P. building, the City shall have a right to re-purchase this area at the selling price.

25. That, as requested by Mrs. Nancy Foster and Mrs. Dorothy Geiger, on behalf of the organizing committee, the City be one of the sponsoring groups for a public meeting to be held in Memorial Hall in mid September concerning the development of Place d'Armes, it being understood that the Parks Committee will be requested to authorize the free use of Memorial Hall and supply microphones and display boards for the meeting and that the Planning Board staff will provide plans for the area showing ownership, official plan and zoning designations and will comment on the above plans.

Further that appropriate City officials will comment on agreements covering City owned lands in the area and that, if feasible, large maps of the area will be prepared and made available for sale to the public.

26. That a By-Law be presented to Council to authorize the purchase of a snow-blower at an estimated cost of $68,000., provision for this expenditure having been included in the 1978 Capital Budget.

27. That, as recommended by Mr. K. Ready, Director of Personnel, in order to take into account the additional duties assumed by the Planning Technician II of Secretary Treasurer of the Committee of Adjustment since January 1, 1978, the title of the job be retitled Planning Technician III, effective July 1, 1978, with a 1978 salary range of $14,811. to $17,800., with the salary for this position being $17,800. per annum, effective July 1, 1978.

Respectfully Submitted,

CHAIRMAN

Note: May Present clause over page.

The Finance and Accounts Committee may present the following clause:

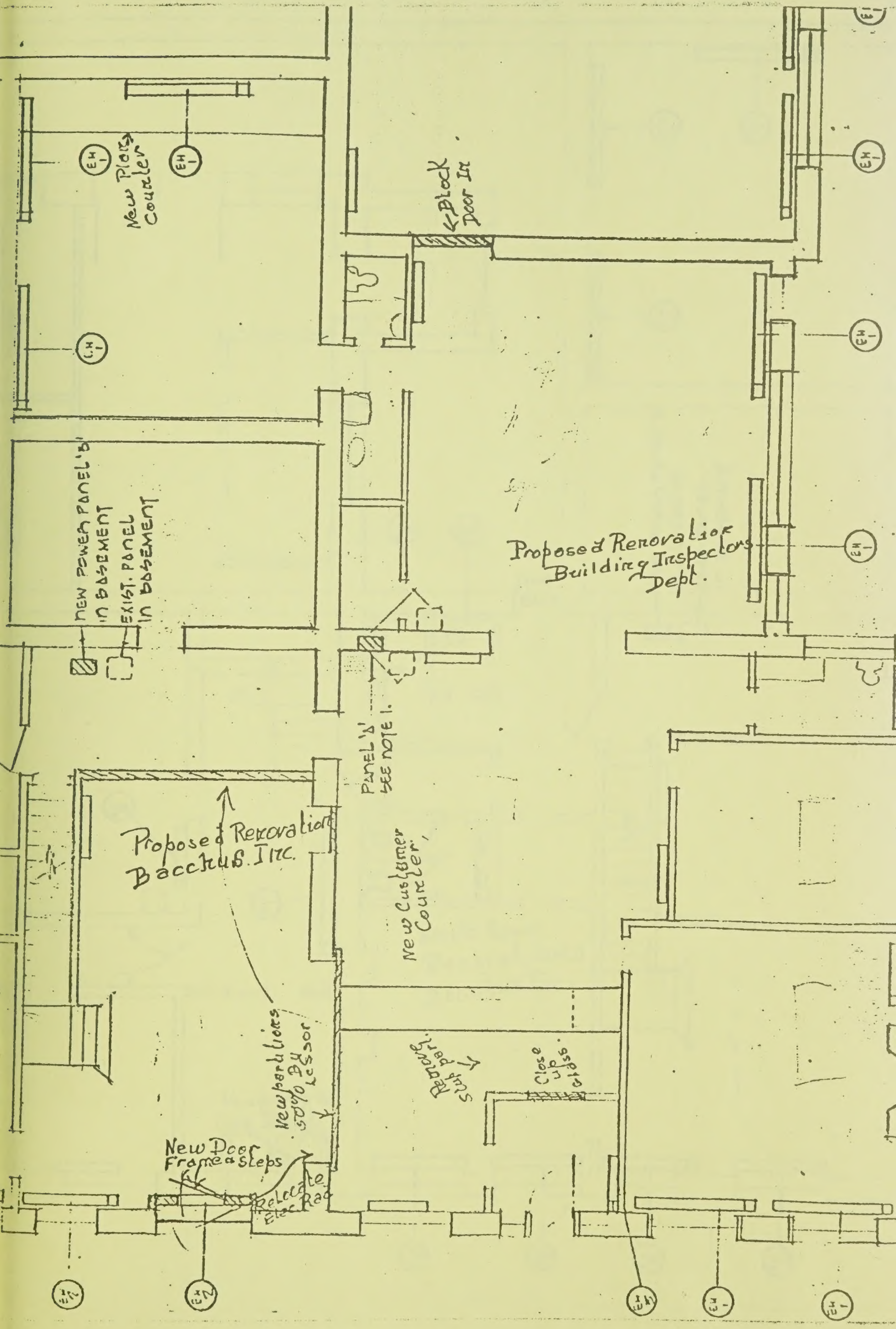
28. That, with the concurrence of Local 141 C.U.P.E., the Grievance of Local 141 C.U.P.E. concerning the exclusion of the position of Articling Law Student from the bargaining unit is withdrawn, and that the 1978-79 Agreement with Local 141 C.U.P.E. be amended to provide that the position of Articling Law Student, or alternatively, of any future position of a law clerk, shall be excluded from the positions that are bargained for by Local 141 C.U.P.E., it being understood that the City does not contemplate further exclusions in the Department of the Clerk-Comptroller or the Legal Department, if a separate Legal Department should be established.

(Note: The exclusions would then be as follows:

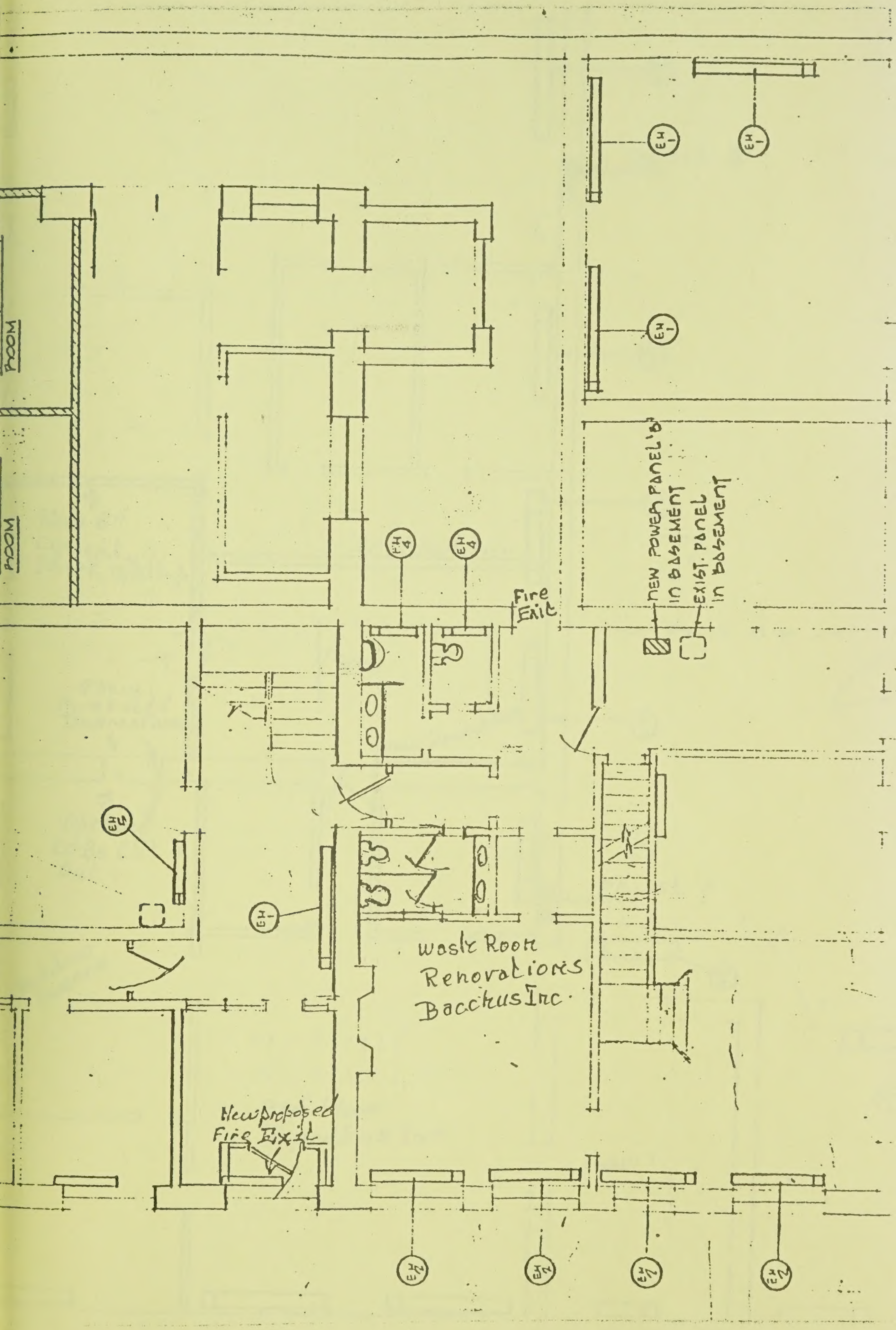
1 Secretary for the Clerk-Comptroller;
1 Secretary for the Mayor;
1 Secretary for the City Solicitor;
1 Articling Law Student or Law Clerk.

This commitment would in no way restrict the exclusion of future Management Personnel but would prevent an increase in the number of persons who were considered to be employed as performing work of a confidential nature, in labour relations.)

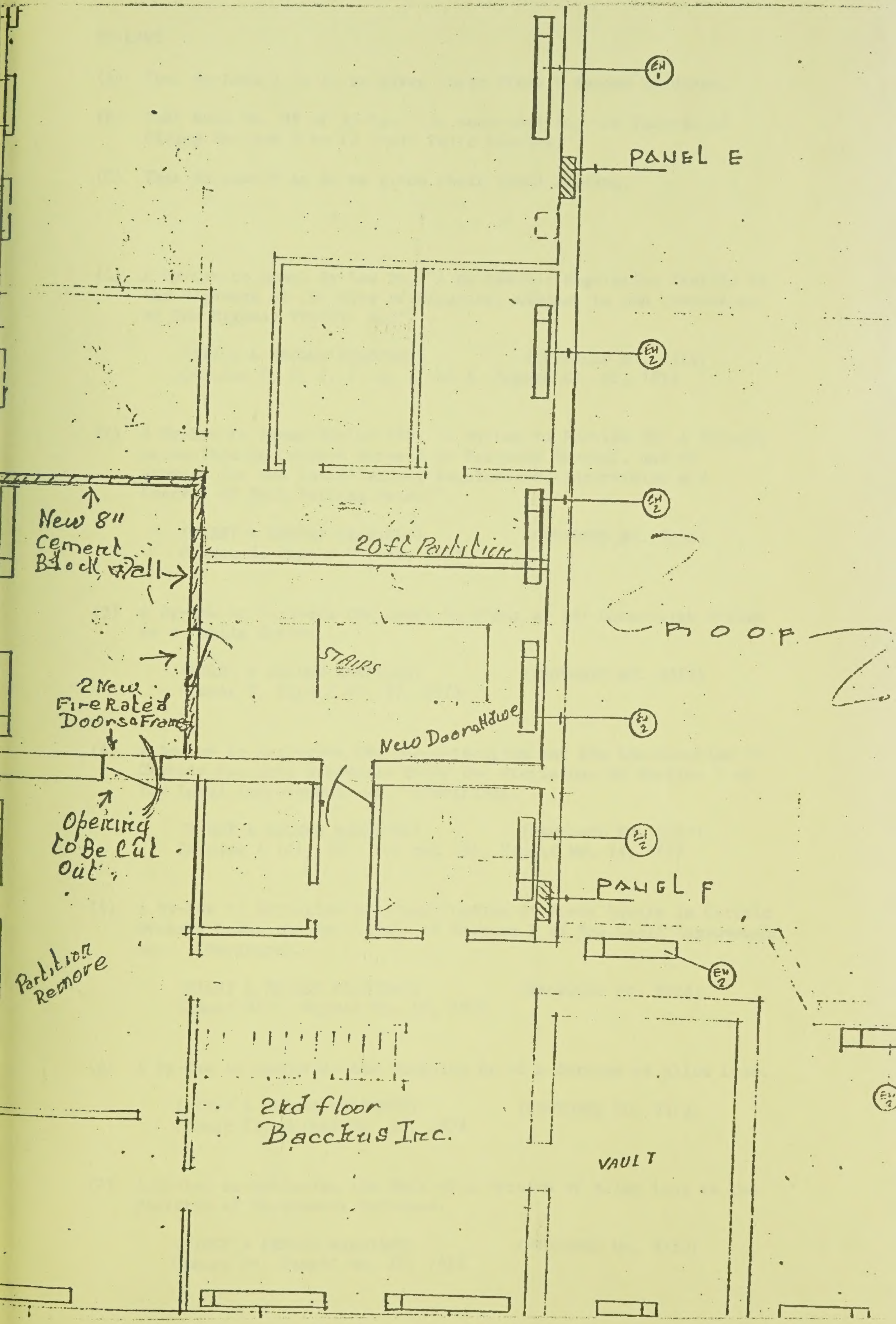
Schedule to Clause 16


EH 1
New Plot Counter
← Block Door In
New Power Panel 'B' in Basement
Exist. Panel in Basement
Proposed Renovation Building Inspectors Dept.
Panel 'A' See Note 1.
Proposed Renovation Bacchus Inc.
New Customer Counter
New partitions 50% By Lessor
Remove stud part.
Close up glass.
New Door Frame & Steps
Relocate Elec Rad
EH 2
EH 1

Schedule to Clause 16


EH 1
EH 1
EH 1
ROOM
ROOM
EH 4
EH 4
Fire Exit
New Power Panel 'B' in basement
Exist. Panel in basement
EH 5
EH 1
Wash Room Renovations Bacchus Inc.
New proposed Fire Exit
EH 2
EH 2
EH 2
EH 2

SCHEDULE TO CLAUSE 16


EH 1
PANEL E
EH 2
EH 2
New 8" Cement Block Wall
20 ft Partition
ROOF
STAIRS
2 New Fire Rated Doors & Frames
New Door & Hdwe
EH 2
Opening to Be Cut Out
EH 2
PANEL F
EH 2
Partition Remove
2nd floor Bacckus Inc.
VAULT

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 13 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law 1 be suspended for the Purpose of Giving By-Laws 9 to 13 their Third Reading.

(C) That By-Laws 9 to 20 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, subject to the Provisions of The Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9314)
Clauses 1, 2, 4, 5, 6, 7 and 8, Report No. 82, 1978

(2) A By-Law to Amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters".

(FIRST & SECOND READINGS) (PROPOSED NO. 9315)
Clause 3, Report No. 82, 1978

(3) A By-Law to Dedicate the Lands in Front of 267 Concession Street as a Public Street.

(FIRST & SECOND READINGS) (PROPOSED NO. 9316)
Clause 9, Report No. 82, 1978

(4) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9317)
Clauses 4 (a), (b), (c) and (d), Report No. 84, 1978

(5) A By-Law to Authorize the Construction of Storm Sewers in Certain Streets Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9318)
Clause 4(e), Report No. 84, 1978

(6) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(FIRST & SECOND READINGS) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

(7) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(FIRST & SECOND READINGS) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

BY-LAWS (Cont'd)

(8) A By-Law to Authorize the Purchase of a Snow Blower at an Estimated Cost of $68,000.

(FIRST & SECOND READINGS) (PROPOSED NO. 9321)
Clause 26, Report No. 87, 1978

(9) A By-Law to Amend By-Law No. 4113, "A By-Law to Licence Frontenac Coach Lines Limited to Take on and Discharge Passengers Within the Limits of the City of Kingston". (Assign Licence to Travelways and Add Lake Ontario Park Bus Stop).

(THREE READINGS) (PROPOSED NO. 9322)
Clause 8, Report No. 82, 1978

(10) A By-Law to Authorize the Execution of an Agreement with Elma MacLachlan (Sewer Connection - Part of Lots 13 and 15, Registered Plan 54, West Side Alwington Avenue to Alwington Avenue Trunk Sewer).

(THREE READINGS) (PROPOSED NO. 9323)
By-Law 14.

(11) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston. (Rezone 0.08 Hectar Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street (848 Portsmouth Avenue) from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial.

(THREE READINGS) (PROPOSED NO. 9324)
Clause 9, Report No. 83, 1978

(12) A By-Law to Amend By-Law No. 122, "A By-Law for the Protection of Children".

(THREE READINGS) (PROPOSED NO. 9310)
Clause 3, Report No. 80, 1978 and
Clause 2, Report No. 86, 1978

(13) A By-Law to Confirm the Proceedings of City Council at Its Meeting Held on August 28, 1978.

(THREE READINGS) (PROPOSED NO. 9325)
City Council Meeting No. 19, 1978

(14) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks. (General Rate).

(THIRD READING) (PROPOSED NO. 9247)
Clause 3, Report No. 51, 1978

(15) A By-Law to Authorize Alterations to the Elmer Youth Centre at a Cost of $115,000. and the Purchase of Equipment for the Cook Youth Centre at a cost of $35,000.

(THIRD READING) (PROPOSED NO. 9259)
Clause 1, Report No. 63, 1978

BY-LAWS (Contd')

(16) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Rideau Street from 61.8 Feet South of Bay Street Northerly 190 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9291)
Clause 1(b), Report No. 67, 1978

(17) A By-Law to Authorize the Construction of a 40 ft. Wide Asphalt Pavement in Queen Mary Road From Bath Road Northerly 180 Ft. Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9294)
Clause 1(e), Report No. 67, 1978

(18) A By-Law to Authorize the Reconstruction of a 32 ft. Wide Asphalt Pavement on Concession Street from Division to Alfred Street, Including Curb and Gutter on the North Side and Concrete Sidewalk on the South Side from 81.2 Ft. East of Alfred Street to Division Street (General Rate).

(THIRD READING) (PROPOSED NO. 9296)
Clause 19, Report No. 69, 1978

(19) A By-Law to Authorize the Construction of a Storm Sewer in Roden Street from Johnson Street to Silver Street; and in Silver Street from Roden Street to Watts Crescent; and in Watts Crescent from Silver Street to North Limit of Watts Crescent Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9304)
Clause 7, Report No. 74, 1978

(20) A By-Law to Authorize the Reconstruction of Certain Pavements in the City of Kingston. (General Rate).

(THIRD READING) (PROPOSED NO. 9307)
Clause 8, Report No. 76, 1978.

The following By-Laws may be presented:

(21) A By-Law to Dedicate Green Drive Extension as a Public Street.

(FIRST & SECOND READINGS) (PROPOSED NO. 9326)
Clause 10, Report No. 82, 1978

(22) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9327)
Clause 11, Report No. 82, 1978

(23) A By-Law to Authorize the Flouridation of the Water Supply of the City of Kingston.

(FIRST & SECOND READINGS) (PROPOSED NO. 9328)
Clauses 4 and 5, Report No. 86, 1978

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late W. Bruce Henderson, formerly employed by the City as Traffic Co-Ordinator.

(2) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the sympathy of Council be extended to the Family of the late J.L. "Jake" Edwards, well known sportsman.

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That this Council go on record in endorsing the nomination of Fred J. "Bun" Cook to the Hockey Hall of Fame located in Toronto, Ontario, in recognition of his brilliant career in professional hockey and particularly as a member and line-mate with his brother, Bill Cook, and the late Frank Boucher, both of whom were previously elected to the Hockey Hall of Fame; and further that the selection committee for this honour and Mr. "Lefty" Reid, curator of the Hockey Hall of Fame be informed of the City of Kingston's request in this matter.

Local Govt.

CITY COUNCIL MEETING NO. 19

The Regular Meeting of City Council was held on Monday, August 28, in the Council Chamber, City Hall, at 8:10 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen (arrived at 8:25 p.m.), Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15).

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That the Minutes of City Council Meeting No. 18, held July 24, 1978, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of communications 551 and 552 which had been distributed.

Filed

(501) From the Ministry of State, Urban Affairs, Canada, copies of "Directory of Canadian Urban Information Sources, 1977."

(502) From the Ministry of Treasury, Economics and Intergovernmental Affairs, "Background" No. 78/26 with attached Bulletin No. 9 entitled "The Municipality and the Law", and "Background" No. 78/27 with attached Bulletin No. 10, entitled "Labour Relations - The Organizing Process", Background No. 78/28 and No. 78/29 with a supplement entitled "Metric Measures" Volumn No. 4. *(Copies have been distributed to members of Council.)*

(503) Minutes of Meeting No. 34 of the N.I.P. Citizens Committee meeting held on Monday, June 12, 1978.

(Copies have been distributed to members of Council.)

(504) From the Kingston Skating Club expressing its thanks and appreciation for the grant of $1,000 from the City of Kingston toward the operation of their Club.

(505) From the Management Committee of the Eastern Ontario Games for the Physically Disabled thanking the City of Kingston for its donation which was put toward the cost of the city's pins given to every athlete who registered in the Games.

(506) From the Regional Superintendent, Airways, Transport Canada, advising that new N.E.F. contours for Kingston airport have been completed and are being forwarded to their Headquarters for formal approval. They expect the contours to be in the hands of C.M.H.C. and be available to the City within the next few weeks.

(507) From the Minister of Culture and Recreation, The Hon. Robert Welch, stating that he was pleased to receive the City's notification of a resolution passed by Council on July 10 regarding those aspects of The Ontario Heritage Act, 1974 (Part IV) relating to the necessity of local advertising of a municipality's intention to designate properties within its boundaries.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(507) (Cont'd)

Should it be decided that amendments to The Ontario Heritage Act, 1974 be proposed to the Legislative Assembly, Council's resolution will certainly be taken into consideration.

He asks that his personal commendations be expressed to the Mayor and Council for their dedicated and aggressive interest in carrying out such a wide ranging programme of designation in the City of Kingston.

(508) From Mrs. Katie Garrigan expressing her thanks to the Members of Council for their motion of sympathy.

(509) From The Hon. Jean Chretien, Acting Prime Minister, assuring that the views expressed in the brief presented by the County of Frontenac and the City of Kingston are being given careful consideration and notifying that the government is fully aware of the importance of the textile industry to tens of thousands of Canadians.

Referred to the Transportation Committee

(510) A copy of a letter to The Honourable Otto E. Lang, Minister, Transport Canada, from The Kingston Airport Neighbours Committee enclosing a Brief and Petition asking that there be a formal public inquiry into all aspects of the operation and development of Norman Rogers Airport.

Referred to the City Treasurer & the Industrial Commission

(511) From the Ministry of Treasury, Economics and Intergovernmental Affairs, copy of a publication entitled "Provincial Financial Assitance to Municipalities, Boards and Commissions."

Which Had Been Referred to the Commissioner of Parks and Recreation

(512) A letter from Mr. Jim Smith, acknowledging receipt of the Commissioner of Parks & Recreation's letter which was in reply to his original letter with respect to safety inspection of the amusement rides located at Lake Ontario Park. Mr. Smith has requested more detailed answers to his questions.

Referred to the Parks & Recreation Committee

(513) From the Minister of Energy, enclosing a copy of a new Ministry of Energy Publication entitled "Energy Conservation in Public Buildings".

Filed

(514) From the Ministry of Treasury Economics and Intergovernmental Affairs, a publication issued by the Taxation and Fiscal Policy Branch entitled 'Ontario Finances'.

(515) From the Ministry of Treasury Economics and Intergovernmental Affairs notifying that the five Regional offices of that Ministry were reconstituted as the Field Services Branch of the Local Government Division in October, 1977 and listing the following information:

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(515) (Cont'd)

KINGSTON - 1055 Princess Street, Telephone No. 546-5565.

STAFF - Nobby Kimura, Finance, Peter Jackson, Administrator and Ann Johns-Cayer, Local Government Advisor.

AREAS SERVED - Prince Edward, Hastings, Lennox & Addington, Frontenac, Leeds & Grenville.

(516) From Mr. Peter M. Leslie, 254 Alfred Street with respect to Noise in the Alfred and Brock Streets area, thanking the By-Law Enforcement personnel and City Police for their assitance in trying to keep down noise levels in this area.

(517) From the Kingston Minor Soccer Association thanking the City for its support in the amount of $500.

(518) From the Ministry of Housing, copy of their letter to Dick Splinter Construction Limited notifying that the Ministry of the Environment has recommended draft approval of a proposed plan of subdivision, conditional on the owner preparing a storm drainage plan to the satisfaction of the Township and the Ministry of the Environment. Part of Lot 15, Conc. II, Township of Kingston and Pt. of Lots 15 and 16 Conc. II.

(519)a. From the Hon. Keith Norton acknowledging receipt of the City of Kingston Planning Board's recommendation for an amendment to the Ontario Heritage Act.

Referred to the Transportation Committee

(519)b. From the Ministry of Transportation and Communications with respect to Airport Obstruction Zoning, Transport Canada Policy.

Referred to the Housing Sub-Committee and the City of Kingston Planning Board

(520) "Newsletter" from the Ministry of Housing, dated July 20, 1978 setting out, amongst other things, that the Ontario Housing Action Program has ended, no new financial commitments will be made under this program.

Referred to the City of Kingston Planning Board

(521) From the City of Burlington requesting endorsation of their resolution that the Government of the Province of Ontario be requested to immediately review and amend the Planning Act and the Ontario Municipal Board Act to ensure that decisions of this magnitude are made by those directly responsible and accountable to the electorate.

Which Had Been Referred to the Transportation Committee

(522) From the Public Utilities Commission notifying of a change in the Parkway bus service and requesting five new bus stops.

Which Had Been Referred to the Finance and Accounts Committee

(523) From the Town of Napanee requesting endorsation of their resolution requesting the federal government to maintain the current tariff rates on furniture so that future demands can be met by our domestic industry rather than by foreign suppliers.

COMMUNICATIONS (Cont'd)

Filed

(524) The Official Bulletin of the Ontario Fire Marshal, "Fire Marshals Quarterly News" from the Ministry of the Solicitor General, Division of Public Safety, Volume No. 13, No. 4, for the Fourth Quarter or 1977.

(525) Minutes of the Executive Committee of The Cataraqui Region Conservation Authority; meeting held on July 19, 1978.

(526) From the Hon. Keith Norton, acknowledging receipt of a copy of the resolution with regard to Municipal Taxation of Industrial Enterprise, and a copy of the resolution with regard to District School Borrowing.

(527) From Mr. Edward Broadbent, Leader of the New Democratic Party, acknowledging receipt of a brief on Textile Tariff Negotiations and their potential impact on our communities.

Referred to the Local Architectural Conservation Advisory Committee

(528) From the Conservation Review Board enclosing a report on the hearing held with respect to 27 Princess Street with regard to The Ontario Heritage Act, recommending that this property be designated by By-Law of the City of Kingston as a property of historic and architectural value and interest.

Referred to the Public Works Committee and to the P.U.C.

(529) From the Ministry of the Environment with respect to the Anti-Inflation Program and Costs of Water Supply & Sewage Disposal, suggesting that vigilance over municipal spending should include the control of expenditures in the areas of water supply, sewerage and refuse collection and disposal.

Referred to the Community Services Committee

(530) From the Corporation of the City of Windsor, requesting endorsation of the resolution which endorses the concept that administration costs under The General Wlefare Assitance Act be subsidized in a manner that is consistent across the Province for all organized areas who administer the legislation and that those areas currently required to deduct the 1964 base year administration costs in calculating their current subsidy be relieved of this requirement effective the earliest possible date.

Filed

(531) From the Canadian Transport Commission notifying that the Canadian National Railways are authorized to remove the trackage at the Hanley Spur Station, Kingston in order to permit conveyance of certain property to the Province of Ontario for future development.

(532) From Mr. N. Jackson, City Solicitor, with respect to an article in the Kingston Shoppers News dated June 28, 1978; giving his legal opinion and stating that in light of recent events such as a published retraction, no action should be taken on this matter.

(533) From H. Robert Sheppard, Barrister and Solicitor, a copy of his letter to Mr. Jim Smith with respect to Mr. Smith's letter to the City requesting the City to look into the safety of the rides at Lake Ontario Park. Mr. Sheppard has requested more detailed information from Mr. Smith in this regard, in order to advise his client, Mr. Vivian, at Lake Ontario Park.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(534) From the Workmen's Compensation Board, their publication entitled "WCB Report", Summer 1978.

(535) Copy of "Metric Monitor" dated July, 1978, from the Metric Commission Canada.

(536) Statement of Revenue and Expenditures for the month of June, 1978, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1978 Budget Estimates	1978 to date	Month of June 1978	1977 to date
Operating Deficit:	$645,840.	$315,215.	$79,842.	$346,796.
Debentures:	27,690.	13,845.	2,307.	18,100.
	$673,530.	$329,060	$82,149.	$364,896.

(537) "What's What in Kingston", August 20 to August 26, 1978.

(538) Charter Issue of "Canadian Futures", dated July, 1978, a journal of technological forecasting and applied futures research with articles on:

Economies of Scale and Canadian Manufacturing
Educational Heuristics Technology
Technology Assessment
Education for Family Living.

(539) From the Bureau of Municipal Research notifying that in the months to come they will be releasing studies on the following topics:

Rent Control
Downtown Revitalization
Transportation Co-ordination
The use of User Charges
Questions for Electors
Freedom of Information in Local Government
Post-Secondary Local Government Education
Management Crisis in Local Government
Financial Problems of Local Governments

(540) From the Ministry of Treasury, Economics and Intergovernmental Affairs, "Background" Nos. 78/30 and 78/31.

(Copies have been distributed to all members of Council).

Which Had Been Referred to the Downtown Core Committee

(541) From the Ministry of Housing notifying that it is coordinating a major international idea exchange on downtown issues entitled "Downtown Forum '78" and enclosing an introductory brochure which outlines the program and its highlights together with a registration form.

COMMUNICATIONS (Cont'd)

Referred to the Community Services Committee

(542) From the Town of Trenton requesting endorsation of their resolution that the Federal and Provincial Attorneys-General be requested to convene a meeting of elected officials from the three levels of Government and of police officials, for the purpose of discussing a change in the law that would provide heavier penalties as well as restitution to the victims of vandalism.

Which Had Been Referred to the City of Kingston Planning Board

(543) Application for zoning by-law amendment from Robert & Marion Gorrie, ow of 309 Frontenac Street, presently zoned as "A", requesting that the property be zoned appropriately for use as a house for adult training home for mentally retarded adults, using the existing structure.

Which Had Been Referred to the Transportation Committee

(544) From the Public Utilities Commission of the City of Kingston requesting approval from City Council in principle, for a change in bus route No. 1 - Montreal, Regent, Johnson for a trial period of six months. The change will re-route the buses down Johnson Street to Bagot Street, on Bagot to Brock then on Brock to C.B.D., thus eliminating the traffic congestion on Princess Street, between Barrie and Bagot Streets. To accomodate the new route, three new bus stops will be required. If approval is given, this change in route would become effective 5th September, 1978.

Referred to the Finance & Accounts Committee and to L.A.C.A.C.

(545) A letter from Ms. Patricia Warwick notifying of her resignation from the Local Architectural Conservation Advisory Committee as she is moving to Ottawa.

Referred to the City of Kingston Planning Board and the Finance Committe

(546) From the City of Windsor requesting endorsation of their resolution that the Province of Ontario be urged to provide sufficient additional funding in 1978-79 to the Ontario Home Renewal Program to ensure that all Ontario municipalities will receive a full provincial grant, based on $2.00 per capita; and thus allow municipalities to continue the uninterrupted administration of this highly successful housing renewal program.

Filed

(547) From Mr. D.A. Gordon, Kingston Township Clerk, notifying that he has determined, under the provisions of Section 110 of The Education Act, that the composition of the Frontenac, Lennox and Addington Roman Catholic Separate School Board for the next election would be 14 Trustees, elected as follows:

7 - by City of Kingston

3 - by Township of Kingston

2 - by Area composed of Wolfe Island, Howe Island, Storrington, Loughborough (Pittsburgh Township).

2 - by Area composed of Portland, Hinchinbrooke, Bath, South Fredericksburgh, Adolphulstown, North Fredericksburgh, Richmond, Napanee, Camden East, Newburgh and Sheffield (Ernestownship).

(Note: Number of Separate School Board Trustees for Kingston remains at 7.)

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City of Kingston Planning Board

(548) From Mr. & Mrs. E. Phipps-Walker opposing the application for a zone change by Homestead Land Holdings Limited on Ontario Street.

(549) From Mr. Peter G.D. Swan, Barrister & Solicitor, notifying that his client, Mrs. Florence Keyes, is registering an objection to the proposed Van Herpt Motors application for a zone by-law amendment for her property on Portsmouth Avenue, near Princess Street.

(550) Application for zone change from the Estate of Rabecca Cohen (by its Solicitor, Black, Black, Pedlar & Atkinson) for the property lying at 643 and 647 King Street and 120 & 124 Yonge Street presently zoned as A5 to be changed to C3. The Estate has a conditional offer to sell this property provided it can be operated under a C3 zone.

Filed

(551) From the Honourable Keith Norton, Minister of Community and Social Services acknowledging the copy of the resolution with regard to Municipal Taxation of Industrial Enterprise.

Which Had Been Referred to the City of Kingston Planning Board

(552) Application on behalf of Campeau Corporation for a zone change from C2.102 to C2 for the property at Division Street and Weller Avenue to permit a shopping centre including department stores.

Ald. Gerretsen arrived at 8:25 p.m.

PETITIONS

REPORTS

Ald. Tarnowecky presented Report No. 82 of the Transportation Committee as follows:

Council consented to the addition of Clauses 10 and 11 as printed on the Agenda.

Moved by Ald. Tarnowecky,
Seconded by Ald. French,

That Report No. 82 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 82

To The Mayor and Aldermen July 26th, 1978

The Transportation Committee reports and recommends as follows :-

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Rideau Street, from 64.92 meters south of River Street, southerly 33.52 meters.

REPORTS (Cont'd)

Report No. 82 - Transportation Committee (Cont'd)

1. (Cont'd)

NOTE: At the present time, parking is permitted.

CARRIED 14:1
(Ald. McArthur Opposed)

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that one hour parking be established on the south side of Ordnance Street, from Wellington Street to Rideau Street.

NOTE: At the present time, parking is permitted at all times.

CARRIED

3. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that one hour time limit, 20¢ per hour, parking meters be installed on the west side of Regent Street, from 88.39 meters south of Princess Street to 22.86 meters north of Park Street.

NOTE: At the present time, parking is permitted at all times.

CARRIED

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited at all times on the north side of Mack Street, between Nelson Street and Albert Street.

NOTE: At the present time, parking is permitted at all times.

CARRIED

5. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that alternate day parking be established on Macdonnell Street, between First Avenue and Concession Street, as follows :

EAST SIDE - Parking prohibited Monday, Wednesday and Friday after 9:00 a.m.

WEST SIDE - Parking prohibited Tuesday, Thursday and Saturday after 9:00 a.m.

NOTE: At the present time, parking is permitted at all times.

CARRIED AS AMENDED
(See following Motion of Amendment)

REPORTS (Cont'd)

Report No. 82 - Transportation Committee (Cont'd)

5. (Cont'd)

Moved by Ald Hawkins,
Seconded by Ald. Breen,

That Clause 5, Report No. 82 be amended to read as follows and, as amended, be approved:

"That a By-Law be presented to Council to amend By-Law 24 (Traffic), to provide that alternate day parking be established on Macdonnell Street, between First Avenue and Concession Street, as follows:

EAST SIDE - Parking prohibited Monday, Wednesday and Friday from 9:00 a.m. to 6 p.m.

WEST SIDE - Parking prohibited Tuesday, Thursday, and Saturday from 9:00 a.m. to 6 p.m.

CARRIED

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Gilmour Avenue, from Elmwood Street south to the end of Gilmour Avenue.

NOTE: At the present time, parking is prohibited between 9 a.m. and 4 p.m. Mondays to Fridays.

CARRIED

7. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that the following parking regulations be established on Earl Street, from Bagot Street to University Avenue :

NORTH SIDE - Parking prohibited between 10-11 a.m. and 2-3 p.m. Mondays to Fridays. Parking permitted at all other times.

SOUTH SIDE - Parking permitted between 10-11 a.m. and 2-3 p.m. Mondays to Fridays. Parking prohibited at all other times.

NOTE: At the present time, alternate day parking regulations are in effect.

CARRIED 11:4

(Ald. Mackenzie, Ald. Miller, Ald. Timmins, Ald. Webb Opposed).

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), Section 10(b) (Bus Stops), to provide that a bus stop be established on the southeast corner of King Street West and the entrance to Lake Ontario Park during the months of July and August of each year; further, that the licence for Frontenac Coach Lines Limited to pick up and discharge Township of Kingston passengers at certain locations in Kingston be transferred to Travelways Maple Leaf Ltd. and the licence be amended to include Lake Ontario Park bus stop.

NOTE: During the summer months, the Township of Kingston picks up and discharges passengers at this location.

CARRIED

REPORTS (Cont'd)

Report No. 82 - Transportation Committee (Cont'd)

9. That the lands in front of 267 Concession Street be dedicated as a public street.

CARRIED

10. That Green Drive extension be dedicated as a public street.

REFERRED BACK TO COMMITTEE
(See following Motion of Referra

Moved by Ald. Webb,
Seconded by Ald. Hawkins,

That Clause 10 of Report No. 82 be referred back to the Transportation Committee with the request that the name of the street be changed in view of the fact that there is already a street with this name in the Township of Kingston with a number of houses on it,, and that the Area Planning Board be requested to approve the change in the name of the Street.

CARRIED 13:2
(Ald. French, Ald. Gerretsen Opposed)

11. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side of Old Oak Road, from Johnson Street to Collegeview Crescent, and that parking be prohibited between 10-11 a.m., 2-3 p.m. and 1-7 a.m. on the south side of Old Oak Road, from Johnson Street to Collegeview Crescent.

NOTE: At the present time, parking is permitted at all times.

Planning Board Report No. 83, clause 4, recommends that site plan for 44 and 62 Old Oak Road be amended to allow for direct access to Old Oak Road for up to eight visitor parking spaces in each of the two parking areas.

CARRIED 11:4
(Ald. Breen, Ald. Gerretsen, Ald. Matthews, Ald. Miller Opposed)

Respectfully Submitted,

(Signed) *Y. Tarnowecky* (Chairman)
T.D. French
G. Allmark
John Clements
G. Webb

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 83 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Hawkins,

That Report No. 83 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 83

August 8, 1978

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS By-Law No. 9283, a By-law to amend By-Law No. 3077, to subject the "Marina City site" to the development control provisions of The Planning Act, was passed by Council on June 12, 1978; and

WHEREAS notification of the amending By-Law No. 9283 has been sent to affected property owners; and

WHEREAS a letter of objection to the By-law has been received; and

WHEREAS the letter of objection has been considered by the Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9283 passed on June 12, 1978, Clause 24, Report No. 64, be reaffirmed.

Mrs. Bryson Opposed

CARRIED 14:1
(Ald. Miller Opposed)

2. WHEREAS By-Law No. 9308, "A By-Law to Amend By-Law No. 9232, 'A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 6.8 Acre Parcel of Land Located South of Princess Street, East of the Little Cataraqui River from Zones E Industrial and C Residential of Zoning By-Law No. 541 to OS1 (Public Open Space); and Rezone the 11.1 Acre Parcel of Land Located South of Princess Street East of the Little Cataraqui River from Zone C Residential of Zoning by-Law No. 541 to B1.109 (Multiple Family) Residential)"

(Increase Maximum Number of Permissible Dwelling Units from 315 to 326)" was passed by Council on July 24, 1978; and

WHEREAS notification of the amending By-Law No. 9232 has been sent to affected property owners; and

WHEREAS a letter of objection to more than 315 units on the site was received; and

WHEREAS the letter of objection has been considered by the Planning Board;

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

2. (Cont'd)

THEREFORE BE IT RESOLVED that By-Law No. 9308 passed on July 24, 1978, Clause 1, Report No. 77, be reaffirmed.

CARRIED 14:1
(Ald. Gerretsen Opposed)

3. WHEREAS By-Law No. 9285, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 1.43 Acre Parcel of Land Located at the North-West Corner of Division and Concession Streets from A5 (One and Two Family) Residential to C1 (Neighbourhood) Commercial)" was passed by Council on July 10, 1978; and

WHEREAS notification of the amending By-Law No. 9285 has been sent to affected property owners; and

WHEREAS letters of objection to the By-Law have been received; and

WHEREAS the letters of objection have been considered by the Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 9285 passed on July 10, 1978, Clause 1, Report No. 65, be reaffirmed.

CARRIED 12:3
(Ald. Hawkins, Ald. Matthews, Ald. McArthur Opposed

4. WHEREAS a request has been made by the developers and tenants of 44 and 62 Old Oak Road to allow an access ramp from Old Oak Road to allow visitor parking in the existing parking areas which presently exit via Nickle Drive only; and

WHEREAS the Transportation Committee has recommended that access ramps be installed at the visitor parking areas to numbers 44 and 62 Old Oak Road, such visitor parking to be cordoned off;

THEREFORE BE IT RESOLVED that plans - Drawing No. OS-1 dated February 1976 - Outside Services and Grading Plan - Prepared by N.D. Garbutt, P. Eng., approved by Council on April 12, 1976, be amended to allow for direct access from Old Oak Road for up to 8 visitor parking spaces in each of the two parking areas, subject to the condition that the visitor parking be separated from the main parking areas by fixed concrete curbs of sufficient height to prevent access from one parking area to another, **subject to the annual review by the Director of Planning and Urban Renewal and the Administrator of Traffic and Streets.**

CARRIED AS AMENDED 13:2
(Ald. Gerretsen, Ald. Mackenzie Oppos
(See following Motion of Amendment)

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

4. (Cont'd)

Moved by Ald. Hawkins,
Seconded by Ald. Clements,

That the following wording be added to Clause 4:

"subject to the annual review by the Director of Planning and Urban Renewal and the Administrator of Traffic and Streets."

CARRIED

5. WHEREAS Council has advertised notice of its intention to pass a By-Law to designate Rockwood Asylum and Beechgrove Buildings on the grounds of the Kingston Psychiatric Hospital as properties of historic or architectural value or interest pursuant to Section 29 of The Ontario Heritage Act, 1974; and

WHEREAS the Ministry of Government Services requests the City to terminate proceedings on the grounds that the Act does not bind the Crown and therefore the City has no authority to designate Crown property;

THEREFORE BE IT RESOLVED that the City not proceed with the designation of Rockwood Asylum and Beechgrove Buildings on the grounds of the Kingston Psychiatric Hospital.

CARRIED 12:3

(Ald. Breen, Ald. Mackenzie, Ald. Timmins Opposed)

6. WHEREAS a fill permit application has been made to the Cataraqui Conservation Authority by Tackaberry Heating Supplies Limited for filling on part of Lot 24, Concession III, City of Kingston; and

WHEREAS such application has been studied by the Planning Board;

THEREFORE BE IT RESOLVED that the Cataraqui Conservation Authority be advised that the Cityof Kingston has no objection to the granting of a fill permit to Tackaberry Heating Supplies Limited, for filling on part of Lot 24, Concession III, City of Kingston.

CARRIED

Report No. 83 - Planning Board (cont'd)

7. WHEREAS the owners of 417 Bagot Street requested the Committee of Adjustment to grant a minor variance to permit expansion of this property; and

WHEREAS it was the opinion of the Committee of Adjustment that such expansion did not constitute a minor variance and, therefore, the Committee had no jurisdiction to grant the request; and

WHEREAS the City Solicitor concurs with the opinion of the Committee of Adjustment;

THEREFORE BE IT RESOLVED that no action be taken on a request to review the decision of the Committee of Adjustment with regard to 417 Bagot Street.

(*Note: Alderman Webb requested that this matter be reviewed.*)

CARRIED

August 22, 1978.

8. WHEREAS Mr. A. Van Herpt has applied to amend the C2 (Arterial) Commercial zoning for 848 Portsmouth Avenue to reduce the required rear yard from 7.63 metres to 1.53 metres in order to permit an enlargement to the existing automotive repair shop; and

WHEREAS it is considered appropriate, in this case, that the minimum rear yard requirement be eliminated entirely provided that the enlargement is made subject to Development Control in order to assure that adequate protection is offered to the adjacent residential property;

THEREFORE BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

A. By amending Zoning Map No. 11 so as to rezone the approximately 0.08 hectare parcel of land located on the west side of Portsmouth Avenue south of Princess Street (848 Portsmouth Avenue) shown on a copy of Zoning Map No. 11 which is attached hereto as Schedule 'A', from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial.

B. By adding as Section 159 the following:

"159. On the approximately 0.08 hectare parcel of land located on the west side of Portsmouth Avenue south of Princess Street (848 Portsmouth Avenue) and designated C2.159 on a copy of Zoning Map No. 11 attached to and forming part of By-Law No. 9324 as Schedule 'A';

(i) There shall be no Minimum Rear Yard requirement.

(ii) All alterations or additions shall be subject to the Development Control Provisions as set out in Section 5.30 (a), (b) and (d).

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

8. (Cont'd)

(iii) The Minimum Lot Depth shall be 39 metres."

CARRIED
(Ald. Timmins Opposed)

9. That Council does hereby certify that By-Law No. 9324, 'A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.08 hectare Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street (848 Portsmouth Avenue) from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial' is in conformity with the Official Plan approved and in force in the City of Kingston.

CARRIED

Ald. Webb withdrew at 9:05 p.m., and returned at 9:09 p.m.

10. WHEREAS in November, 1977, Council gave third reading to By-Law No. 9063, 'A By-Law to Amend By-Law No. 8499 (Rezone 36.4 Acre Site Located east of Rideau Street and North of River Street ; and

WHEREAS Council also approved an Amendment to the Official Plan to permit various residential, commercial and recreational uses; and

WHEREAS such zoning and Official Plan amendments were conditional upon the applicant entering into an agreement with the City requiring the applicant to investigate and report on the existing site conditions in a manner and form satisfactory to the City and the Ministry of the Environment prior to the issuance of any building permits for the site; and

WHEREAS the Ministry of Housing subsequently raised an objection to the rezoning on this site due to contamination; and

WHEREAS the Ministry of the Environment has now proposed various conditions which would enable this site to be used for residential and recreational purposes;

THEREFORE BE IT RESOLVED that the Ministry of the Environment be informed that Council accepts the recommendations made by the Ministry with respect to measures to be taken to clean the site of the former Davis Tannery and to contain contaminated materials;

- and -

BE IT FURTHER RESOLVED that the Ministry of the Environment be informed that the City requests that Procedure No. 5 be amended to require that an environmental inspector shall be appointed by the Ministry of the Environment to oversee the work.

(Mrs. Bryson opposed)

CARRIED

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

11. WHEREAS Council, on July 24, 1978, gave approval to plans for Development Control Application #71-78, Paron Construction Limited, subject to the owner entering into a development agreement which included the condition, "that a plan be submitted for approval showing the revised treatment of walls along Clarence Street, Ontario Street, and Johnson Street, and of the sea wall, such plan to be submitted before a building permit shall be issued"; and

WHEREAS in fulfillment of this condition the following plans have been submitted and examined by the Site Plan Committee and considered to be acceptable;

Plan #1 - West Elevation - August 15, 1978

Plan #2 - North Elevation - August 15, 1978

Plan #3 - South Elevation - August 15, 1978

Plan #4 - East Elevation - August 15, 1978

Plan #5 - Partial North & South Elevations - August 15, 1978

THEREFORE BE IT RESOLVED that the above listed plans be approved and accepted in partial fulfillment of the above listed condition. **(Mrs. Bryson Opposed)**

CARRIED 10:5
(See Recorded Vote)

Ald. Mackenzie requested a recorded vote on Clause 11 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

NAYS: Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Mackenzie, Ald. Miller (5)

Ald. French withdrew from the meeting at 9:12 p.m.

August 24, 1978.

12. That, as recommended by the Development Control Committee, the following plans, submitted by Frontenac Elevator Co. Ltd., for an office and warehouse at 2 Creighton Street

Plan # 1 - Site Plan - August 3, 1978

Plan # 2 - N/E Elevation - June 19, 1978

be approved, subject to the owners entering into a development control agreement, which shall include the following conditions:

a) that development be in accordance with the above listed plans;

b) that all parking areas shall be paved;

c) that the unpaved areas in the front of the site shall be dry-landscaped in a manner which is acceptable to the City;

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

12. (Cont'd)

d) *that any exterior lighting shall be directed away from the residences on the north side of Creighton Street;*

e) *that the water service connection be directly to the Chatham Street watermain.*

CARRIED

13. That, as recommended by the Development Control Committee, the following plans, submitted by 343876 Ontario Limited, for an addition to an existing office/industrial building on the north side of Counter Street at the extension of Sir John A. Macdonald Boulevard:

Plan 1 - West Elevation - January 24, 1978

Plan 557 A1 - Site Development Plan - May 9, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans, except as follows:*

(i) *that the owner be allowed to vary or "step" the eave line of the proposed building, but in no instance shall the eave height be above that of the existing building or above the height of twenty feet;*

(ii) *That the owner be allowed to vary the quantity of windows and/or doors in the west elevation, but in no instance would there be more than two openings per 20 feet of frontage, which would follow the pattern shown on Plan #1 - West Elevation - not to scale - dated January 24, 1978;*

(iii) *That the building may be constructed in phases, the building permit for each individual phase to be issued only after the owner has submitted plans for each individual phase to the City, which may give its approval subject to Clause (a) (i) and (ii) above, said plans to show complete elevations, exterior materials, colours and signs in accordance with the City's site plan specifications, such plans to be submitted within two years from the date of this approval.*

b) *that prior to issuance of any building permit, a detailed grading plan shall be submitted to the Commissioner of Works, the said plan to indicate clearly the details of any proposed entrances to Counter Street and Sir John A. Macdonald Boulevard;*

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

13. (Cont'd)

c) *that all parking areas and vehicular entrances or exits shall be paved;*

d) *that a landscaping plan, which shall be subject to City approval, shall be submitted and implemented within one year of issuance of the building permit.*

CARRIED

14. That, as recommended by the Development Control Committee, the following plans, submitted by the Kingston, Frontenac, Lennox & Adddington Health Unit, for an addition to the Health Unit facilities at 221 Portsmouth Avenue:

Plan #1 - Perspective - July 6, 1978
Plan A1 - Site Plan - July 6, 1978
Plan A2 - Floor Plan - July 6, 1978
Plan A3 - Sections & Elevations - July 6, 1978

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all new parking areas shall be paved;*

c) *that the interior layout as shown on Plan A.2 Floor Plan not be subject to the requirements of development control.*

CARRIED

Ald. Gerretsen declared a conflict of interest in Clause 15 since he acts as solicitor for Vanzuylen Alignment Service Limited.

15. That, as recommended by the Development Control Committee, the following plans, submitted by Vanzuylen Alignment Service Limited, for an addition to an automobile repair service located at the corner of Connaught and Concession Streets:

Wall Plan - August 8, 1978
Plan #1 - Plot Plan - July 10, 1978
Plan #2 - Front & Right Elevations - July 10, 1978

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) *that the development shall be in accordance with the above listed plans;*

b) *that no building permit shall be issued until after Zoning By-Law No. 9287 has been approved by the Ontario Municipal Board;*

c) *that a connection to combined sewers for storm water drainage may only be made at the discretion of Council;*

REPORTS (Cont'd)

Report No. 83 - Planning Board (Cont'd)

15. (Cont'd)

d) *that the electrical service may require renewal at the discretion of the Public Utilities Commission;*

e) *that the exterior material of the structure shall be split rib concrete block on both street elevations and plain concrete block on the remaining elevations with panels of metal or other suitable material, coloured to complement the existing structure, to be located vertically between the first and second storey windows;*

f) *that the existing structure on Lot 255, Registered Plan No. 137 shall be removed if necessary to give effect to Zoning By-Law No. 9287 which requires that a minimum of nine parking spaces be provided on Lot 255;*

g) *that the existing structure on Lot 255, Registered Plan No. 137, if retained, shall be brought up to conformity with the Minimum Property Standards By-Law of the City of Kingston;*

h) *that the buffer wall shown on the Wall Plan dated August 8, 1978, shall be structurally strengthened with reinforcing piers or by other means satisfactory to the City;*

i) *that all parking areas shall be paved;*

j) *that the design and location of all exterior lighting and free standing exterior signs shall be subject to City approval;*

k) *a ten-foot street widening along the Concession Street frontage shall be deeded to the City.*

CARRIED 13:0
(Ald. Gerretsen Abstained)

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
J. Hawkins
Lois E. Miller
Grant Timmins

* * *

Ald. Breen presented Report No. 84 of the Public Works Committee as follows:

Council consented to the addition of Clause 10.

Moved by Ald. Breen,
Seconded by Ald. McArthur,

That Report No. 84 of the Public Works Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Report No. 84 - Public Works (Cont'd)

Report No. 84

August 14, 1978

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of S M.I. Limited for supply of one new Myers MHV-6 Hi Pressure Hydraulic Sewer Cleaner and one new 1978 Ford LN-800 truck chassis for a total tax included price of $39,360.88 be accepted being the lowest tender received.

CARRIED

Ald. French returned at 9:15 p.m.

2. That the tender of Craig Construction Equipment for supply of four trackless MT-III sidewalk snow blowers with four whe drive and articulating frame for a tax included price of $79,435.20, being net after trade-in allowance for four 1962 Bombardier sidewal snow plows, be accepted being the lowest tender received conforming to the specifications.

CARRIED

3. That an Agreement be entered into with the Frontenac County Board of Education to permit the City to install an inlet ar drainage pipe on the Rideau Heights Public School grounds and maint it in order to eliminate a flooding problem on the school property abutting lots, as shown on Drawing C.88 dated June 14, 1978.

CARRIED

4. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

Reconstruction of concrete sidewalks

(a) north side of Princess St, 10'.7 wide, from Montreal St easterly 249'.5
east side of Montreal St, 10'.7 wide, from Princess St northerly 5'.5

Total estimated cost	$11,500.00
Owners' share	5,253.00
City's share	4,908.49
Anticipated MTC subsidy	1,338.51
Debenture amount	10,161.49

REPORTS (Cont'd)

Report No. 84 - Public Works (Cont'd)

4. (Cont'd)

(b) west side of Barrie St, 5'.5 wide, from 133'.4 south of Union St southerly 168'.5

Total estimated cost	$3,300.00
Owners' share	1,650.00
City's share	1,513.80
Anticipated MTC subsidy	136.20
Debenture amount	3,163.80

(c) # south side of Stuart St, 4'.9 wide, from 4'.5 west of Lr. University Ave westerly 56'

## south side of Stuart St, 4'.9 wide, from 164' east of St. St. Lawrence Ave easterly 333'.5

	#	##
Total estimated cost	$1,000.00	$7,100.00
Owners' share	428.84	2,852.77
City' share	399.81	3,080.25
Anticipated MTC subsidy	171.35	1,166.98
Debenture amount	828.65	5,933.02

(d) Construction of concrete sidewalk in easement abutting Bath Rd north side. 4'.9 wide, from Queen Mary Rd westerly 721'.1

Total estimated cost	$14,400.00
Owners' share	12,694.71
City's share	1,705.29
Debenture amount	14,400.00

Note - Developer will pay the City's share by agreement.

(e) Construction of storm sewer in Montreal St from Russell St to 426'.1 north of Joseph St with a connection to a 72' Ø existing storm sewer opposite Fraser St allowance and in Montreal St from Railway St southerly 242' and in Rideau St from Montreal St southerly 293' (W/S)

Total estimated cost	$193,600.00
Owners' share	4,960.38
City's share	106,680.81
Anticipated MTC subsidy	81,958.81
Debenture amount	111,641.19

CARRIED

5. That the resolution of the Township of Rochester attached as Schedule "A". be not endorsed.

CARRIED

6. That notwithstanding the provisions of By-law No.14 - A By-law Relating to Sewers and Drains - the owners of the property at 68R Princess St., Mr. G.Edward Lloyd and Dr. John Rapin, be permitted to connect the storm drainage from the courtyard through a separate storm lateral to the existing combined sewer in Princess St at an elevation satisfactory to the Commissioner of Works which can be re-connected to a future separate storm sewer.

CARRIED

REPORTS (Cont'd)

Report No. 84 - Public Works (Cont'd)

That the following action of the Public Works Committee pursuant to Section 53 of By-law No. 1 (delegated powers of City Council), be ratified, confirmed and approved:-

7. That the closure of the Queen/Wellington St intersection be extended from July 29 to August 3, 1978 because of the delays caused by the depth of an existing watermain and rock being higher than anticipated.

CARRIED

8. That the Barrack/Wellington St intersection be closed for eight working days from August 21 to August 30, 1978 to facilitate sewer construction.

CARRIED 9:6

(Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Miller Ald. Webb Opposed).

9. That the closure of Queen St between Wellington and Bagot St be extended from August 18 to September 1, 1978 because of the amount of equipment working on the street, it being understood that the street will be open to local and emergency traffic.

CARRIED 9:6

(Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Miller Ald. Webb Opposed)

10. That since Covertite Limited who are placing a new roof on the Public Works Yard building detected a 180 ft. long crack in the roof of the adjoining building when the flashing was removed, their offer, in the amount of $760.00, to repair the crack be accepted.

CARRIED

Respectfully Submitted,

(Signed) B.E. Breen (Chairman)
Neil McArthur
G. Allmark
J. Hawkins
K.W. Matthews

* * *

SCHEDULE TO PUBLIC WORKS REPORT

JUL 14 1978

MUNICIPAL CORPORATION

Phone Belle River 728-2213

St. Joachim, Ontario NOR 1S0

Office of the Clerk-Treasurer

Schedule A

JUL 12 1978

MEMORANDUM TO: All Councils of the Ontario Municipalities having membership with A.M.O

FROM: The Municipal Corporation of the Township of Rochester

The Council of the Corporation of the Township of Rochester, requested your endorsation of the following resolution. If you endorse our resolution, would you please forward a copy to the A.M.O. and to your local M.P.P.

WHEREAS at the Ontario Good Roads Convention of 1976, the Ministry of Transportation and Communications expressed concern as to the regular inspection and proper maintenance as well as repairs to Municipal Bridges throughout the Province of Ontario;

AND WHEREAS under date of December 29th, 1976, the M.T.C. had proposed to Municipal Council to provide assistance by means of a special rate of subsidy for the undertaking of a special appraisal of all bridges, by competent Consulting Engineers thereby enabling the Municipal Councils to be in a much better position to control expenditures, repairs and replacements of such Municipal Bridges;

AND WHEREAS Municipal Councils have taken heed of their advice and recommendations by hiring the services of Consulting Engineers to prepare reports of the Ministry of Transportation and Communications Bridge Appraisal Program;

AND WHEREAS such Municipal Bridge Appraisal Program reports have revealed many deficiencies which require immediate attention, repairs and in some cases immediate replacement by new structures;

AND WHEREAS subsidy allocations for such reconstruction of bridges, forced upon some of us, through the sudden collapse of the Structure, are being partly approved in the current year, requiring the Municipal Councils to arrange for borrowings in order to provide for the Ministry's remaining subsidy payable in the following year;

THEREFORE be it resolved that we petition the Honorable James Snow, of M.T.C. to grant full approval of subsidy allocation for bridge repairs and bridge reconstruction in the current year when the supplementary subsidy is applied for; therefy avoiding the necessity for Municipalities to have recourse to special financing in lieu of subsidy dollars that should benefit the Township Council in the current year of the Project.

Yours truly,
ROCHESTER TOWNSHIP COUNCIL

Raymond Sylvestre

RS:gt

per RAYMOND SYLVESTRE
Clerk - Treasurer

REPORTS (Cont'd)

Ald. Gorham presented Report No. 85 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Report No. 85 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No. 85

July 27, 1978

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That, since the Parks and Recreation Committee believes that the operation of the Elder Memorial Tennis Complex should be on a trial basis for the first year to determine the use that will be made of it and since the operation will be evaluated at the end of the trial period at which time consideration will be given to the hours of operation for Juniors, no action be taken this year to restrict the hours of operation of the tennis complex for Juniors.

CARRIED

Ald. Allmark withdrew from the meeting at 9:35 p.m.

That the following action of the Parks and Recreation Committee pursuant to Section 53 of By-law No. 1 (delegated powers of City Council), be ratified, confirmed and approved -

2. That tenders for a diesel tractor and accessory equipment be awarded, in part, as follows, being the lowest tenders received -

(a) To Equipment Sales Agency

One Kubota Dieseled Power Tractor
Model L-295 - $7,375.68 TIP delivered

(b) To Garden Tractor Sales

R.O.P.S. Cap for above
Front End Loader - $3,445.15 TIP delivered

(c) To B.T MacFarlane Ltd

Front Mount Snow Blower - $1,612.54 TIP delivered

CARRIED

REPORTS (Cont'd)

Report No. 85 - Parks & Recreation (Cont'd)

3. That the following accounts be paid -

John Davy and Sons Ltd - $819.14 - supply of canteen merchandise

W.B Dalton and Sons (1971) Ltd - $522.09 - supply of miscellaneous hardware consisting of several different purchases

CARRIED

Respectfully submitted,

(Signed) *M.B. Gorham* (Chairman)
Grant Timmins
John Clements
T.D. French
G.L. Webb

* * *

Ald. Gorham withdrew at 9:38 p.m., and returned at 9:41 p.m.

Ald. Allmark returned at 9:40 p.m.

SUMMARY OF TENDER NO. 78-25

for

DIESEL TRACTOR

PERIOD OF USE: Indefinite
METHOD OF INVITATION: Public & Individual
NO. OF INVITATIONS SENT: 15

DATE OF CALLING: June 7, 1978
DATE OF CLOSING: June 28, 1978
NO. OF TENDERS RECEIVED: 3

QTY.	DESCRIPTION	GARDEN TRACTOR	EQUIPMENT SALES AGENCY	B.T. MACFARLANE						
1	4 W.D. Diesel Tractor	7,341.03	6,637.00	6,946.00						
	Make	Kubota	Kubota	Kubota						
	Model #	L295 DT	L295	L295 DT						
	Federal Sales Tax	571.34	539.00	539.00						
	Provincial Sales Tax	Extra	Extra	Extra						
	Total T.I.P. Delivered	8,228.86	7,463.04	7,784.40						
	ACCESSORIES									
	Snow Blower Front Mount	1,738.80	1,740.00	1,669.34						
	Cab R.O.P.S.	1,403.27	1,748.00	1,851.80						
	Front End Loader	1,909.37	1,950.00	2,111.68						
	Turf Tires	433.00	(575.00) 375.00	864.78 c/w rims 405.00 Tires only						
	Wheel Weights & Chains	202.00	80.00	195.62						
	Delivery Date	10 Days	July 28/78	45 Days						

PURCHASE ORDER NO. ______ TO ______ $ ______ BY-LAW NUMBER ______

SUMMARY OF TENDER NO. 78-25

REMARKS

The foregoing tabulation is a summary of all tenders received in response to the subject tender for a four wheel drive diesel powered tractor.

All bids are based on the same power unit. The interchangeability of the accessory equipment allows for the apportionment of the order to avail of obvious price advantages.

RECOMMENDATION

It is recommended for consideration that the tender be awarded, in part, as follows:

DIESELED POWER TRACTOR Including extra Turf Tires & Chains	- TO EQUIPMENT SALES AGENCY	- $7,375.68 T.I.P. DELIVERED
R.O.P.S. CAP FOR ABOVE Front end loader	- TO GARDEN TRACTOR SALES	- $3,445.15 T.I.P. DELIVERED
FRONT MOUNT SNOW BLOWER	- TO B.T. MACFARLANE LTD.	- $1,736.11 T.I.P. DELIVERED
	TOTAL CONSOLIDATED COST	- $12,556.94

Respectfully Submitted,

17,000.00

M.J. Ewart.
Director of Purchasing

REPORTS (Cont'd)

Ald. Gerretsen presented Report No. 86 of the Community Services Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 86 of the Community Services Committee be received and adopted clause by clause.

Ald. Tarnowecky withdrew at 9:45 p.m., and returned at 9:50 p.m.

REPORT NO. 86

August 17, 1978

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following resolution, submitted by the Regional Municipality of Waterloo, be endorsed:

"WHEREAS experience and research indicate that refillable glass containers are markedly preferable to non-refillable metal and glass containers for soft drink distribution, in that:

a) a refillable system results in a net increase in jobs;

b) significant energy and materials conservation are achieved;

c) solid wastes and litter are reduced;

d) consumers and taxpayers are saved money; and

e) a refillable system would produce net benefits for the Ontario economy; and

WHEREAS experience shows that a refundable, mandatory deposit applied to all soft drink containers results in a substantial increase in the use of refillables;

IT IS THEREFORE RESOLVED that the Province of Ontario be requested to take all possible haste:

1) in providing the legal authority for individual municipalities to establish such mandatory deposits; or

2) in establishing a province-wide mandatory deposit system."

LOST 6:9

Ald. Clements and Ald. Timmins withdrew at 9:55 p.m.

REPORTS (Cont'd)

Report No. 86 - Community Services (Cont'd)

2. That, as recommended by the City Solicitor, By-Law No. 122, "A By-Law for the Protection of Children", be amended as set out on the attached Schedule 'A'.

(Note: This clause was referred back to the Committee by Council at its meeting on July 24, 1978. After receiving the advice of the City Solicitor, the Committee is satisfied that the proposed by-law would not cause undue hardship to children attending events for which they have paid admission; and is further satisfied that the word "loiter" is correctly used in the By-Law, which closely follows The Child Welfare Act.)

CARRIED

3. That the following schedule of fees and rates for the 1978 Municipal Election be approved:

	1978 Fees	1976 and 1974 Fees
Officials:	$	$
Deputy Returning Officer	60.	50.
Poll Clerk	45.	35.
Election Assistant	30.	25
Constables:		
School Caretakers	6. or overtime	6. or overtime
Others	30.	20.
Advance Poll D.R.O.	90.	80.
Advance Poll Poll Clerk	65.	55.
"Standby" D.R.O. or Poll Clerk	25.	20.

	1978 Rate	1976 and 1974 Rates
Polling Places (Per Day):	$	$
Homes or Halls:		
1 Poll	30.	20.
Each Additional Poll	10.	5.
Schools* and Public Buildings:		
Each Poll	10.	5.
Advance Poll	35.	25.

* - *Note: Frontenac County Board of Education, in February of 1978, agreed to make its school buildings available for use as polling places during municipal elections at no cost to the municipalities in Frontenac County.*

REPORTS (Cont'd)

Report No. 86 - Community Services (Cont'd)

3. (Cont'd)

Note Also:

- *The following are fees established in January of 1977 by the Government of Ontario for Provincial Elections (which involves only one ballot):*

D.R.O.	*$55.*
Poll Clerk	*45.*
Constables	*30.*
Polling Place Rental	*40.*

- *In 1978 the area of each polling subdivision has been increased so that the average number of voters on each polling list will have the potential being 300 instead of 200. Thus there will be more voters at each poll and more work for each of the officials to do.*

CARRIED

Respectfully submitted,

(Signed) J.P. Gerretsen (Chairman)
K.W. Matthews
John Clements
Neil McArthur
Lois E. Miller

* * *

BY-LAW NO. TO AMEND BY-LAW NO. 122, A BY-LAW FOR THE PROTECTION OF CHILDREN

Whereas the Child Welfare Act, R.S.O., 1970, Chapter 64 provides for a Court to deal with the parents of a child who contravenes the Act but not the Child,

And Whereas it is considered to be in the public interest not to have children in a public place after certain hours in the evening and to bring those offending children before the Provincial Court, Family Division,

Therefore, the Council of the Corporation of the City of Kingston enacts as follows:

1. Section One of By-Law 122 is repealed and the following substituted therefore:

   1. No child under the age of sixteen years shall loiter in any public place between 10:00 o'clock in the afternoon and 6:00 o'clock in the morning of the following day or be in any place of public resort or entertainment during such hours unless accompanied by his or her parent or an adult appointed by the parent to accompany the child.

2. Section Three of By-Law 122 is repealed and the following substituted therefore:

   3. Any child found contravening any provision of this By-Law after he has been warned by any constable or probation officer or officer of a Childrens Aid Society is guilty of an offence and may be brought before the presiding Judge of Provincial Court, Family Division, and on summary conviction may be

liable to a fine of not more than $25.00 and for any subsequent offence to a fine of not more than $100.00. In the alternative, the Judge may make such other order as he sees fit taking into account the circumstances and need of the child and his family.

3. This By-Law shall come into force and tak effect on its passing.

GIVEN FIRST AND SECOND READINGS the day of

GIVEN THIRD READING AND FINALLY PASSED the day o

1978.

CLERK-COMPTROLLER MAYOR

627

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 87 of the Finance and Accounts Committee as follows:

Council consented to the deletion of the word "West" in Clause 15 and the substitution of the word "east".

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Report No. 87 of the Finance and Accounts Committee be received and adopted clause by clause.

Ald. Timmins returned at 9:58 p.m.

REPORT NO. 87

To the Mayor and Aldermen: August 16, 1978

The Finance and Accounts Committee reports and recommends as follows:

Ald. French declared a conflict of interest in Clause 1 as he is President of St. Lawrence Broadcasting Company.

1. That List of Accounts No. 7, dated July, 1978, in the amount of $2,995,706.49, for expenditures incurred under proper authorization, be approved.

CARRIED 13:0

(Ald. French Abstained)

Ald. Clements returned at 9:59 p.m.

2. That the following resolution received from the City of Stratford be endorsed:

"WHEREAS the Province of Ontario through the Minister of Health is responsible for licencing and approving Nursing Homes located in the Province of Ontario;

AND WHEREAS the Minister through his officials in the Ministry of Health have determined a formula for allocating of Nursing Home Beds on certain geographical basis;

AND WHEREAS the basis is usally on a County or Regional Area;

AND WHEREAS certain urban areas needs are not met by this approach;

NOW THEREFORE BE IT RESOLVED that the Province of Ontario be petitioned to amend its method of allocation of Nursing Home Beds to more adequately reflect the community needs rather than a geographical statistical need.".

CARRIED

3. That the account of Brian Arnott Associates in the amount of $1,383.33 for the third instalment of Professional Fees for Part III of the Grand Theatre Feasibility Study be approved for payment.

CARRIED 13:2

(Ald. Breen, Ald. Webb Opposed)

REPORTS (Cont'd)

Report No. 87 - Finance and Accounts (Cont'd)

4. That the following resolution from the City of Stratford be endorsed:

"WHEREAS Articles in the Highway Traffic Act, the Public Vehicles Act and the Education Act make it illegal for school boards and school bus operators to allow the school buses to transport metally handicapped adults to their workshops along with other school children;

AND WHEREAS the mentally handicapped adults do ride on school buses while they attend a school for trainable adults;

AND WHEREAS other modes of transportation are required, at greater costs, and often result in needy retarded adults being deprived of valuable services;

NOW THEREFORE BE IT RESOLVED that the Ontaro Government provide exemption from, or make the necessary changes to the Highway Traffic Act, the Public Vehicles Act, and the Educational Act, that would allow school Bus operators to provide transportation to workshops for retarded adults.".

CARRIED

5. That the following resolution received from the City of Windsor be endorsed:

"WHEREAS Bell Canada has made application for permission to increase residential rates by 20% and business rates by 28% to cover the cost of installing jacks for telephone users in Ontario and Quebec communities;

AND WHEREAS it appears that Bell Canada embarked on this one hundred and seventy-five million dollar project in the absence of an apparent demand for this service from telephone users;

AND WHEREAS the offer of Bell Canada to install up to a maximum of five jacks in each home can be regarded as being exceedingly generous and misleading especially in view of the lack of information to telephone users of their responsibility for assuming the cost of these installations through future increases in telephone rates;

AND WHEREAS it has been suggested that this program is designed primarily to encourage the sale of additional telephone equipment by Bell Canada;

AND WHEREAS citizens requiring jacks for whatever convenience they provide are free to purchase this serviceat their discretion;

AND WHEREAS Bell Canada's labour costs can be expected to decline appreciably with the installation of jacks thereby offsetting the capital costs incurred and consequently eliminating the need for the proposed increases;

THEREFORE BE IT RESOLVED that a vigorous protest be lodged with the Canadian Radio-Television Commission against the completion of this unnecessary jack installation program and any increase in either residential or business telephone rates to cover the cost of the work which has already been carried out by Bell Canada.".

CARRIED

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

6. That, as recommended by the City Treasurer, the applications of the persons and firms listed on a schedule on file in the Clerk-Comptroller's office for cancellation or refund of commercial, residential or business taxes levied in 1978 in the total amount of $21,499.68 be approved.

CARRIED

Ald. Allmark withdrew at 10 p.m.

7. That, as recommended by the City Solicitor, the City execute a "General Release of all Demands" upon Texas Refinery Corporation of Canada Limited, upon receipt of the appropriate warranty for one year.

CARRIED

8. That the City purchase the property on 1133 King Street, in the Auld Subdivision, at a total cost of $21,000, being the appraised value; further that the necessary funds be transferred from Finance Contingencies.

CARRIED

9. That the draft lease between the City and the International Hockey Hall of Fame Inc., as set out on pages 5 to 8 of Schedule "A" of the Agenda of the Finance meeting for August 16, 1978, be amended as follows:

   a) By increasing the term of the lease from one year to five years;

   b) By inserting in Clause 3(a) the words "moved back" after the word "be" in line 1.

   c) By adding in Clause 3(f) "s" to the word "Director".

   d) By inserting in Clause 12, after the words "janitor services", the words "which shall include maintaining the grounds in front of the building";

and that the lease, as amended, be approved.

CARRIED

10. That the License Agreement between the International Hockey Hall of Fame, the Kingston and District Agricultural Society, and the City, as set out on pages 9 to 13 of Schedule "A" of the Agenda of the Finance meeting for August 16, 1978, be approved.

CARRIED

Ald. Allmark returned at 10:05 p.m.

11. That as requested by the Public Utilities Commission of the City of Kingston, 4 used 35-passenger buses be purchased from the City of Kitchener at a total cost of $15,000., the City's share to be $6,750., and that the necessary funds be transferred from Finance "Contingencies".

CARRIED 14:1
(Ald. McArthur Opposed)

12. That Mr. Hunter A. Myer be appointed to the City of Kingston Planning Board for a period ending November 30, 1980, as a replacement for Mr. G. Ross.

CARRIED

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

13. That the appropriations "Other Revenue - Fines and Fees" be increased by $2,000 and "legislation - Registry Office" be increased by $2,000.

CARRIED

14. That the following resolution received from the Town of Napanee be endorsed:

"WHEREAS there is general concern for the health and future of the furniture manufacturing industry in Canada;

AND WHEREAS the continuing penetration of the Canadian furniture market, largely from the southern United States, is a direct cause for the industry's deterioration;

AND WHEREAS the capacity utilization for the furniture industry is 66% and among the lowest in Canadian secondary industry, competetive disadvantage to its American counterpart because of higher wages and plant costs;

AND WHEREAS 8,000 Canadian jobs have already been lost in this industry over the past three years;

NOW THEREFORE BE IT RESOLVED that the federal government be requested to maintain the current tariff rates on furniture so that future demands can be met by our domestic industry rather than by foreign suppliers;

AND THAT a copy of this resolution be forwarded to the Chairman of the Canadian Trade & Tariffs Committee, The Minister of Industry, Trade and Commerce, The Minister of External Affairs and interested Members of Parliament."

CARRIED

15. That the Building Inspection Department be relocated to 19 Queen Street in the area east of the main stairway and that the necessary counters, shelving, new lighting etc., at an estimated cost of $3,500. be approved; further that the purchase of a new cash register at an estimated cost of $1,500 be approved; and further that $5,000. be transferred from Finance "Contingencies" to cover this expenditure.

CARRIED AS AMENDED 14:1
(Ald. Hawkins Opposed)

16. That an area on the ground floor at 19 Queen Street and on the second floor, as shown on the attached sketch, be leased to Bacchus Incorporated effective September 1, 1978 on the following conditions:

1. Monthly rental of $1,200. payable in advance on the first day of each month during the term of the lease from September 30, 1978 to August 31, 1983 with the lease to be extended for a further period of five years at a rate to be negotiated.

2. The lessee to be responsible for the installation and cost of any changes in wiring or additional light fixtures and all interior decorating. Plans for these changes are to be subject to the approval of the lessor.

3. The lessee shall be responsible for the cost of utilities used by it based on either meter readings or cost estimates provided by the Public Utilities Commission, and for any increase in insurance costs and taxes.

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

26. (Cont'd)

4. The lessee shall have the right to install signs on the exterior of the premises in accordance with City By-Laws.

The lessor shall make the following renovations:

Second Floor

1) Remove temporary wall.)
2) Install fireproof door entrance to kitchen.)
3) 2 Perm walls for kitchen.)
4) Exit from kitchen to fire stairwell.)
5) Dividing wall adjacent to fire stairwell.)

Ground Floor) $5,600.

1) Entrance at large window.)
2) Dividing entrance, to left of entrance and) from back of stairwell to doorway, from) back of stairwell to vault wall with fire) exit for other tenant.)

3) Install or renovate existing toilet facilities for men and women in accordance with City By-Laws.) $5,800.

Proposed new exit and entrance for future occupancy for the westerly area of the building $1,500.

$12,900

Further that $12,900. be transferred from Finance "Contingencies" to cover the estimated cost of the work.

(Note: Area to be leased - 660 sq. ft. on Ground floor; 2,589 sq. ft. on Second floor. Total area 3,249 sq. ft.; Rate $4.46 per sq. ft. per annum.

Vault on 2nd floor is included in the area to be leased to Bacchus; Bacchus shall be entitled to remove the vault at their sole risk and expense. The work shall be done to the satisfaction of the Chief Building Official.)

CARRIED 10:5
(See Recorded Vote)

(See following Motion to Amend, Which was Not Presented Having no Seconder)

Ald. Hawkins requested a recorded vote on Clause 16 which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Matthews, Ald. Miller, Ald. Tarnowecky (10)

NAYS: Ald. Hawkins, Ald. Mackenzie, Ald. McArthur, Ald. Timmins, Ald. Webb (5)

Moved by Ald. Hawkins,

That the following condition be added to Clause 16 of Report No. 87:

"The lessee will vacate the premises upon 6 months notice if the subject premises are deemed necessary for the City's operations."

NOT PRESENTED

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

17. That, as recommended by the Parks & Recreation Committee, once the Building Inspection Department has been moved to Queen Street, the City Solicitor's office be relocated to a portion of the space now occupied by the Building Inspection Department and that a private office be partitioned off for the Law Clerk at a cost not to exceed $300., and the necessary funds be transferred from Finance "Contingencies".

CARRIED

18. That, as recommended by the Clerk-Comptroller, pursuant to Section 8 (1) of By-Law 4, leave of absence, without pay, be granted to Mrs. Donna Gaulton, Secretary II, in the Clerk-Comptroller's Department, from July 6, 1978 to August 21, 1978.

CARRIED

Ald. French withdrew at 9:40 p.m. and returned at 9:42 p.m.

19. That since the funds donated to the Grand Theatre Alterations fund by the general public, the matching funds to be provided by Wintario and the contributions by the City of Kingston and the Province of Ontario are insufficient to award the tender for Phases 2 - 4 for alterations in the amount of $835,545;

And since there is no prospect of any substantial increase in the amount of public subscriptions of over the $200,000. now on hand;

Therefore, Mr. F. Thomas Mill, M.R.A.I.C., of the firm of Smith, Mill & Ross, Architects, for the Grand Theatre additions and alterations be requested to negotiate as soon as possible with Emmons & Mitchell Construction Limited with the objective of reducing the amount of work to be performed to $572,069., such reduction to be recommended to the Finance Committee by the Architect following consultation with the Grand Theatre Board;

And further that if there is any delay in approval of the matching Wintario Grants by the Ministry of Culture and Recreation, Mayor Ken Keyes and Ald. B. Breen be authorized to meet with the Minister to support the City's application for approval of the matching grant of $310,412.

CARRIED 9:6
(Ald. Hawkins, Ald. Webb Opposed)

20. That as requested by Mr. B.W. Trumpour, the City arrange for a meeting room at 9:30 a.m. on Tuesday, August 29, 1978, for a meeting of the Board of Eastern Ontario Development Corporation and that at the noon adjournment a small reception followed by a sandwich and salad lunch be provided by the City in the Aldermen's Lounge at an estimated cost of $150.00

CARRIED

21. That no action be taken on the recommendation of the Public Works Committee that $24,000 be provided from Finance "Contingencies" for reconstruction of the paved boulevard on the north side of York Street between Alfred and Nelson Streets.

~~LOST 6:9~~
(See Recorded Vote)
(See following Motion Which was Not Presented Having no Seconder)
(See following Motion Which was Approved)

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

21. (Cont'd)

Ald. Gerretsen requested a recorded vote on Clause 21 which was as follows:

YEAS: Mayor Keyes, Ald. Clements, Ald. French, Ald. Gorham, Ald. Tarnowecky, Ald. Timmins (6)

NAYS: Ald. Allmark, Ald. Breen, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Webb (9)

Moved by Ald. Hawkins,

That Clause 21, Report No. 87 be amended to provide for the expenditure of $15,000.

NOT PRESENTED, HAVING NO SECONDER

Moved by Ald. Breen,
Seconded by Ald. Gerretsen,

That the recommendation of the Public Works Committee that $24,000. be provided from Finance Contingencies for reconstruction of the paved boulevard on the north side of York Street between Alfred and Nelson Streets be approved.

CARRIED

22. That, as recommended by the Public Works Committee, since Section 3.06 of the Agreement with Tricil Waste Management Limited requires Tricil to complete the Resource Recovery Development Section within 30 months from the date they notify the City the Transfer Facility is ready for operation which date terminates on August 26, 1978, and since it is the opinion of the Public Works Committee that the Resource Recovery Development Section for the production of energy will not be completed by this date; the Agreement with Tricil Waste Management Limited be amended to extend the completion time on a month to month basis and that the matter be resolved prior to November 30, 1978, it being noted that an opinion is being obtained from the City Solicitor on the City's legal position.

CARRIED

23. That a By-Law be presented to Council to stop up and close a portion of Allen Lane.

CARRIED

24. That a By-Law be presented to Council to offer Part 4 on Plan No. 13R-3005 to the Government of Ontario at a price of $6.00 per square foot, at a total estimated cost of $25,582., it being understood that if the Government of Ontario does not proceed with the construction of the O.H.I.P. building, the City shall have a right to re-purchase this area at the selling price.

CARRIED

25. That, as requested by Mrs. Nancy Foster and Mrs. Dorothy Geiger, on behalf of the organizing committee, the City be one of the sponsoring groups for a public meeting to be held in Memorial Hall in mid September concerning the development of Place d'Armes, it being understood that the Parks Committee will be requested to authorize the free use of Memorial Hall and supply microphones and display boards for the meeting and that the Planning Board staff will provide plans for the area showing ownership, official plan and zoning designations and will comment on the above plans.

REPORTS (Cont'd)

Report No. 87 - Finance & Accounts (Cont'd)

25. (Cont'd)

Further that appropriate City officials will comment on agreements covering City owned lands in the area and that, if feasible, large maps of the area will be prepared and made available for sale to the public.

CARRIED

26. That a By-Law be presented to Council to authorize the purchase of a snow-blower at an estimated cost of $68,000., provision for this expenditure having been included in the 1978 Capital Budget.

CARRIED

Ald. Webb withdrew at 11.24 p.m. and returned at 11.25 p.m.

27. That, as recommended by Mr. K. Ready, Director of Personnel, in order to take into account the additional duties assumed by the Planning Technician II of Secretary Treasurer of the Committee of Adjustment since January 1, 1978, the title of the job be retitled Planning Technician III, effective July 1, 1978, with a 1978 salary range of $14,811. to $17,800., with the salary for this position being $17,800. per annum, effective July 1, 1978.

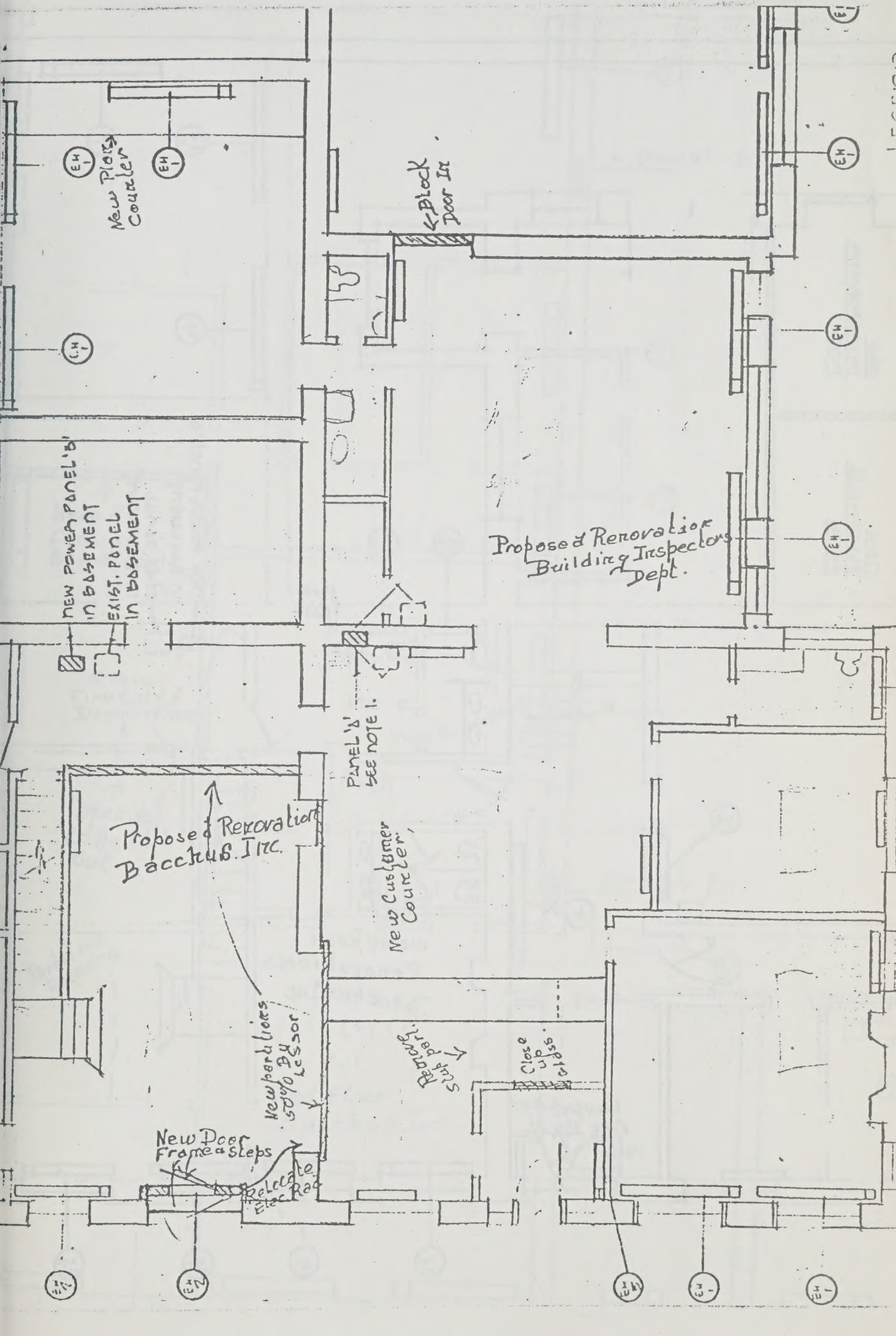
CARRIED

Respectfully Submitted,

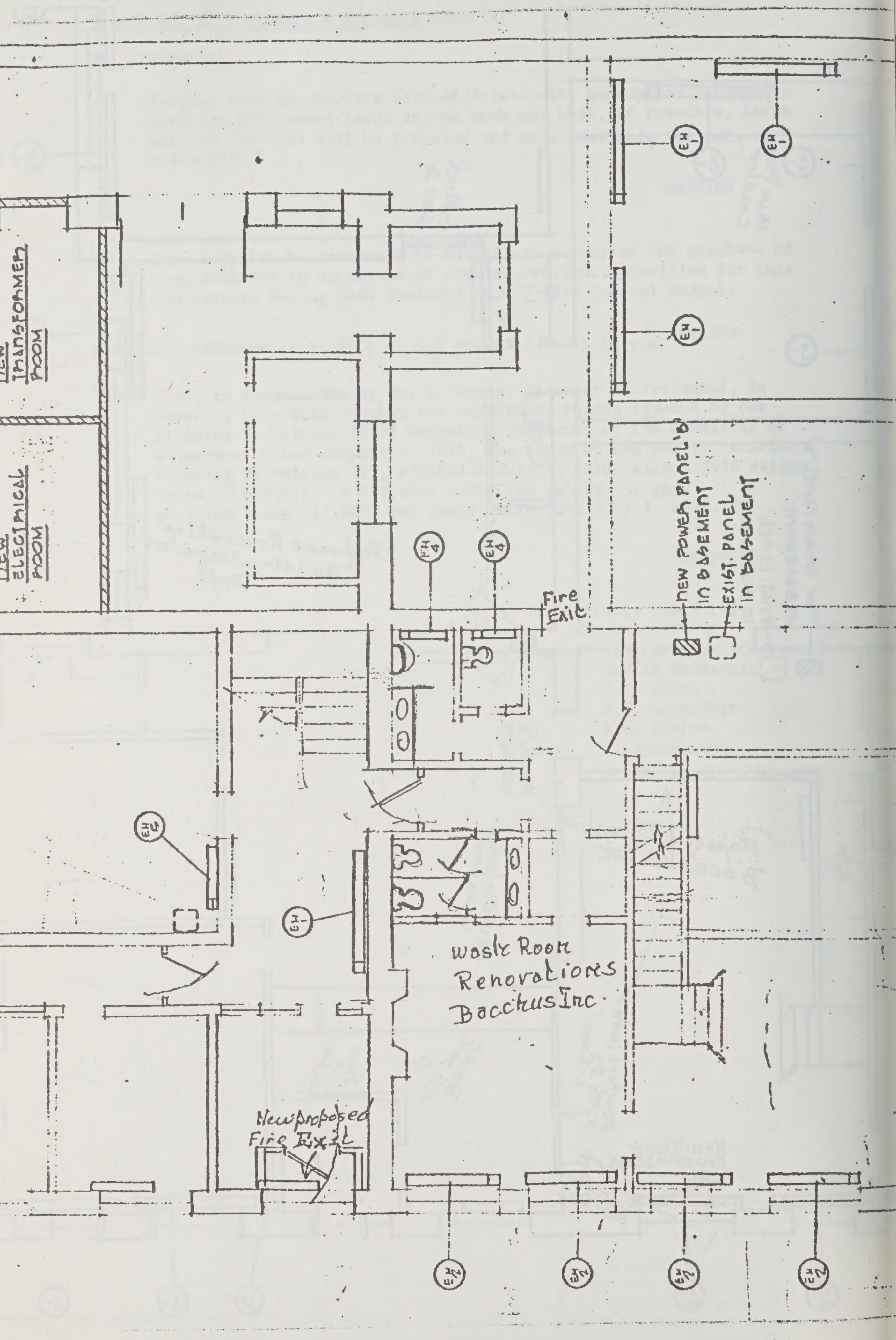
(Signed) *Ken Keyes* (Chairman)
Judith Mackenzie
B.E. Breen
J.P. Gerretsen
M.B. Gorham
V. Tarnowecky

* * *

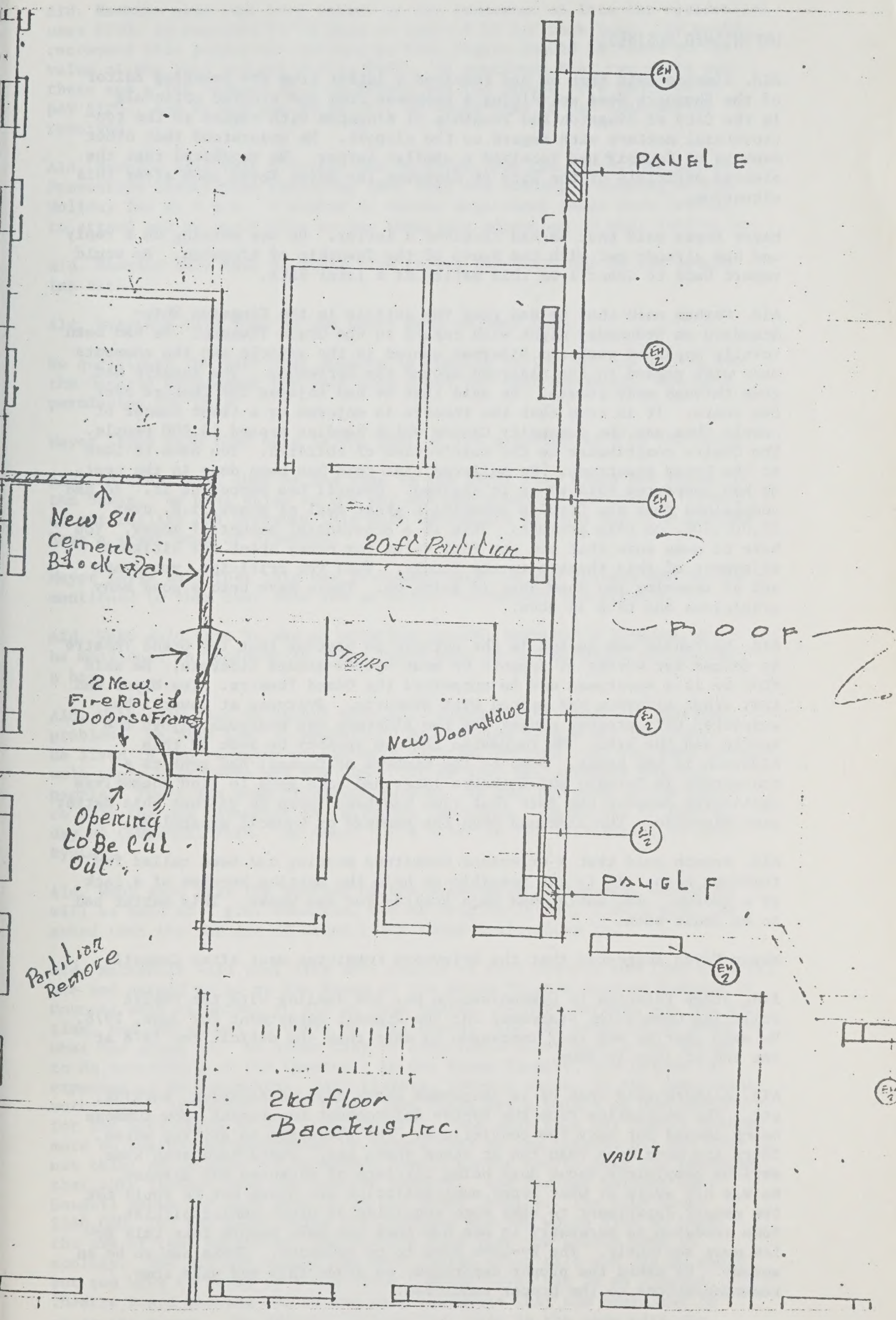
Schedule to Clause 16


New Plan Counter
E.H 1
Block Door In
Proposed Renovation Building Inspectors Dept.
New Power Panel 'B' in Basement
Exist. Panel in Basement
Panel 'B' See Note 1.
Proposed Renovation Bacchus Inc.
New Customer Counter
New partitions 50% by Lessor
Remove stub part.
Close up glass
New Door Frame & Steps
Relocate Elec Rad
E.H 2

Schedule to Clause 16


EH 1
EH 1
EH 1
TRANSFORMER ROOM
ELECTRICAL ROOM
EH 4
EH 4
Fire Exit
NEW POWER PANEL 'B' IN BASEMENT
EXIST. PANEL IN BASEMENT
EH 5
EH 1
Wash Room Renovations Bacchus Inc
New Proposed Fire Exit
EH 2
EH 2
EH 2
EH 2

SCHEDULE TO CLAUSE 16


EH 1
PANEL E
EH 2
EH 2
New 8" Cement Block Wall
20 ft Partition
ROOF
STAIRS
2 New Fire Rated Doors & Frames
New Door & Hdwe
EH 2
EH 2
PANEL F
Opening to Be Cut Out
Partition Remove
EH 2
2nd floor Backus Inc.
VAULT
EH 2

Ald. Clements withdrew from the meeting at 11:50 p.m.

UNFINISHED BUSINESS

Ald. Timmins said that he had received a letter from the Managing Editor of the Shoppers News soliciting a response from the elected officials in the City of Kingston and Township of Kingston with regard to the controversial matters with regard to the airport. He understood that other members of Council had received a similar letter. He suggested that the elected officials of the City of Kingston let Mayor Keyes look after this situation.

Mayor Keyes said that he had received a letter. He was working on a reply and had already met with the Reeve of the Township of Kingston. He would report back to Council on this matter at a later date.

Ald. Gorham said that he had read the article in the Kingston Whig-Standard on Wednesday night with regard to the Grand Theatre. He had been totally appalled with the Alderman quoted in the article and the comments made with regard to the Aldermen around the horseshoe. The theatre had gone through many phases. He said that he had enjoyed the Theatre over the years. It is true that the theatre is enjoyed by a fewer number of people than say the Community Centre which handles around 45,000 people. The Centre contributes to the cultivation of children. You have to look at the broad spectrume. He believed that this has been done in the past. He had supported this since it started. Council has supported it. He had complained that the City is spending a great deal of money, i.e. over $1,000,000. on this project. This is a substantial amount of money. You have to make sure that you get full value for money spent for citizens' enjoyment of this theatre in the future. When you criticize, you learn and by learning you know what is going on. There have been a good many criticisms and this is good.

Ald. Mackenzie was quoted in the article as stating that the Grand Theatre is deemed not worthy of support by most sports-minded Aldermen. He said that he is a sportsman and he supported the Grand Theatre. The Mayor and four other Aldermen had spoken with Wintario. Everyone at Council has supported this project except for two Aldermen and everyone enjoys the sports and the arts. He requested that an apology be made by this Alderman in the paper. Some of the members of Council had gone to a convention in Toronto and 2½ hours later had come back to find themselves criticized despite the fact that time had been taken to discuss this matter with Wintario. The Alderman owed the members of Council an apology.

Ald. French said that a Grievance Committee meeting had been called for tomorrow noon. It is not possible to hold the meeting because of a lack of a quorum. The matter had been stalled for two weeks. This matter had to be dealt with.

Mayor Keyes suggested that the Grievance Committee meet after Council.

Ald. Breen referred to Communication No. 536 dealing with the Public Utilities Commission statement for the Transit Department for June, 1978. He said that he was very impressed to note that the deficit for 1978 at the end of June is down.

Ald. Allmark said that he is concerned about dogs, defecating, barking, etc. The statistics from the By-Law Enforcement Department show summons being issued but very few convictions. The situation is getting worse. There are more dogs than two or three years ago. There have been some serious complaints about dogs being carriers of sickness and disease. He was not aware of what other municipalities are doing but he would ask the proper department to make some enquiries of other municipalities. Some research is necessary to see how they can make people take this By-Law more seriously. The By-Laws have to be enforced. There has to be an answer. He asked the proper department to study this and make some recommendations to the proper committee.

UNFINISHED BUSINESS (Cont'd)

Ald. Hawkins said that with regard to the severance of lots for residential uses $200. is required to be paid in lieu of 5% for park land. He would recommend this policy be reviewed as this figure should be based on the value of the land and not a flat $200. He mentioned that two weeks ago there was a lot severed on King Street and the people were required to pay $200., and it was not worth it. He would like to see this matter resolved.

Ald. Hawkins said that a letter was received from the Industrial Accident Prevention Association notifying that they are hosting a meeting at the Holiday Inn at 6 p.m. A number of senior department heads were invited to attend and he would like to see them take advantage of this invitation.

Ald. Hawkins said that he would like to see the weeds cut on the Ramada Inn site.

Ald. McArthur said that he had never seen so many dogs.

He questioned the fact that someone is dumping on the old hay market and the Ontario Government had paid good money for this property. Who gave permission for this?

Mayor Keyes said that this is not part of the property sold by the City.

Ald. McArthur said that he had read in the paper that there are spies on the buses. We have spies in the sky and now spies on the buses. People do not realize the pressure this puts on the bus drivers and they already have a great deal of pressure.

Mayor Keyes said that this was discussed with the bus drivers and it was mentioned to them that this was an effort to improve the service.

Ald. Webb said that it was no solution to Ald. McArthur's problem, but he mentioned an incident in Miami Beach when he had occasion to ride on a bus.

Ald. Webb said that he agreed with Ald. Allmark with regard to the dog problem. He said that it appears to be the same people all the time. He lived in the vicinity of Victoria Park and noticed that the same people walk their dogs there all the time. It is just not ordinary working people. There are some prominent people. He had intended at one point to call the dog inspector and give out the names. There are 50 dogs a day at Churchill Park. He asked for a drive on the enforcement of this By-Law.

Ald. Webb said that the meeting of the Honourable Achievement Committee will be held at 7 p.m. tomorrow, not as originally set, i.e. 5 p.m. He asked that the members of Council get their nominations in.

Ald. Mackenzie said that like most people on this Council and last Council, she had agreed to go on the Board of the Grand Theatre because members of Council were reluctant to sit on this Board. Perhaps because she had more time, she had agreed to serve on this Board. She was appalled to discover what was going on. No other City of comparable size expects one person to do everything at the theatre. At the Grand Theatre, one person is expected to do everything, sell tickets, promote shows, do the janitorial work, etc. It seemed quite clear that there was a policy of non-support for the activities of the Grand Theatre. She said that her family spends more on sports and observance of sports than on the theatre but she did not think personally her interests should enable her to take the position that this theatre does not deserve support. She did not believe that Council knows all that goes on in the Grand Theatre. The City spent $368,000. for the golf course for citizens and she would like to know the use of that facility. She did not feel that she should make an apology. She did not recall the Golf Course being told you can go ahead but you have to raise your own funds. Mayor Keyes sat in on a Grand Theatre Board meeting and he was more concerned that the Board had to raise the money. She did not believe that this is the case with the

UNFINISHED BUSINESS (cont'd)

youth centres. That policy has never been applied to them. She took exception to that kind of policy which applied to the Grand Theatre. Everyone is interested in facts or figures. She said that she had several and it may be an eyeopener. It was stated that Mayor Speal had said that no City money would be spent on the Grand Theatre. She did not think that what Mayor Speal said has to be for all time. She said that basically she has said what the paper printed. The paper approached all the members of the Finance Committee and she was the only one they reached. She believed that there had been a very irresponsible approach regarding the Grand Theatre over the years.

* * *

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That in accordance with Rule 16 of By-Law No. 1, permission be given to continue the meeting until 12:15 p.m.

CARRIED

BY-LAWS

Council consented to the addition of By-Law No. 22.

(A) Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That By-Laws 1 to 13 and 22 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 9 to 13 their Third Reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Mackenzie

That By-Laws 9 to 20 be given their Third Reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, subject to the Provisions of The Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9314)
Clauses 1, 2, 4, 5, 6, 7 and 8, Report No. 82, 1978

(2) A By-Law to Amend By-Law 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters".

(FIRST & SECOND READINGS) (PROPOSED NO. 9315)
Clause 3, Report No. 82, 1978

BY-LAWS (Cont'd)

(3) A By-Law to Dedicate the Lands in Front of 267 Concession Street as a Public Street.

(FIRST & SECOND READINGS) (PROPOSED NO. 9316)
Clause 9, Report No. 82, 1978

(4) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9317)
Clauses 4 (a), (b), (c) and (d), Report No. 84, 1978

(5) A By-Law to Authorize the Construction of Storm Sewers in Certain Streets Under the Provisions of Section 7 of The Local Improvement Act. (Petition).

(FIRST & SECOND READINGS) (PROPOSED NO. 9318)
Clause 4(e), Report No. 84, 1978

(6) A By-Law to Authorize the Stopping Up of a Portion of Allen Lane.

(FIRST & SECOND READINGS) (PROPOSED NO. 9319)
Clause 23, Report No. 87, 1978

(7) A By-Law to Authorize the Sale of a Portion of Allen Lane to the Ministry of Government Services.

(FIRST & SECOND READINGS) (PROPOSED NO. 9320)
Clause 24, Report No. 87, 1978

(8) A By-Law to Authorize the Purchase of a Snow Blower at an Estimated Cost of $68,000.

(FIRST & SECOND READINGS) (PROPOSED NO. 9321)
Clause 26, Report No. 87, 1978

(9) A By-Law to Amend By-Law No. 4113, "A By-Law to Licence Frontenac Coach Lines Limited to Take on and Discharge Passengers Within the Limits of the City of Kingston". (Assign Licence to Travelways and Add Lake Ontario Park Bus Stop).

(THREE READINGS) (PROPOSED NO. 9322)
Clause 8, Report No. 82, 1978

(10) A By-Law to Authorize the Execution of an Agreement with Elma MacLachlan (Sewer Connection - Part of Lots 13 and 15, Registered Plan 54, West Side Alwington Avenue to Alwington Avenue Trunk Sewer).

(THREE READINGS) (PROPOSED NO. 9323)
By-Law 14.

(11) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston. (Rezone 0.08 Hectar Parcel of Land Located on the West Side of Portsmouth Avenue, South of Princess Street (848 Portsmouth Avenue) from C2 (Arterial) Commercial to C2.159 (Arterial) Commercial.

(THREE READINGS) (PROPOSED NO. 9324)
Clause 8, Report No. 83, 1978

BY-LAWS (Cont'd)

(12) A By-Law to Amend By-Law No. 122, "A By-Law for the Protection of Children".

(THREE READINGS) (PROPOSED NO. 9310)
Clause 3, Report No. 80, 1978 and
Clause 2, Report No. 86, 1978

(13) A By-Law to Confirm the Proceedings of City Council at Its Meeting Held on August 28, 1978.

(THREE READINGS) (PROPOSED NO. 9325)
City Council Meeting No. 19, 1978

(14) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks. (General Rate).

(THIRD READING) (PROPOSED NO. 9247)
Clause 3, Report No. 51, 1978

(15) A By-Law to Authorize Alterations to the Elmer Youth Centre at a Cost of $115,000. and the Purchase of Equipment for the Cook Youth Centre at a cost of $35,000.

(THIRD READING) (PROPOSED NO. 9259)
Clause 1, Report No. 63, 1978

(16) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the West Side of Rideau Street from 61.8 Feet South of Bay Street Northerly 190 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9291)
Clause 1(b), Report No. 67, 1978

(17) A By-Law to Authorize the Construction of a 40 ft. Wide Asphalt Pavement in Queen Mary Road From Bath Road Northerly 180 Ft. Incorporating the Existing Pavement in the Work Including Curb, Gutter and Boulevard Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9294)
Clause 1(e), Report No. 67, 1978

(18) A By-Law to Authorize the Reconstruction of a 32 ft. Wide Asphalt Pavement on Concession Street from Division to Alfred Street, Including Curb and Gutter on the North Side and Concrete Sidewalk on the South Side from 81.2 Ft. East of Alfred Street to Division Street (General Rate).

(THIRD READING) (PROPOSED NO. 9296)
Clause 19, Report No. 69, 1978

(19) A By-Law to Authorize the Construction of a Storm Sewer in Roden Street from Johnson Street to Silver Street; and in Silver Street from Roden Street to Watts Crescent; and in Watts Crescent from Silver Street to North Limit of Watts Crescent Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9304)
Clause 7, Report No. 74, 1978

BY-LAWS (Cont'd)

(20) A By-Law to Authorize the Reconstruction of Certain Pavements in the City of Kingston. (General Rate).

(THIRD READING) (PROPOSED NO. 9307)
Clause 8, Report No. 76, 1978.

(21) NOT PRESENTED

(22) A By-Law to Amend By-Law 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act".

(FIRST & SECOND READINGS) (PROPOSED NO. 9327)
Clause 11, Report No. 82, 1978

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late W. Bruce Henderson, formerly employed by the City as Traffic Co-Ordinator.

CARRIED

(2) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the sympathy of Council be extended to the Family of the late J.L. "Jake" Edwards, well known sportsman.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That this Council go on record in endorsing the nomination of Fred J. "Bun" Cook to the Hockey Hall of Fame located in Toronto, Ontario, in recognition of his brilliant career in professional hockey and particularly as a member and line-mate with his brother, Bill Cook, and the late Frank Boucher, both of whom were previously elected to the Hockey Hall of Fame; and further that the selection committee for this honour and Mr. "Lefty" Reid, curator of the Hockey Hall of Fame be informed of the City of Kingston's request in this matter.

CARRIED

(4) Moved by Ald. French,
Seconded by Ald. Webb,

That the condolences of Council be extended to the family of the late Wally Elmer who made an outstanding contribution to the Community as a supporter of the Neighbourhood Improvement Programme and in the field of recreation and sports.

CARRIED

(5) Moved by Ald. Breen,
Seconded by Ald. Allmark,

That the sympathy of Council be extended to the family of the late Dick Splinter.

CARRIED

MOTIONS (Cont'd)

(6) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the sympathy of Council be extended to the family of the late G. Lloyd Sills, a well known Kingston lawyer.

CARRIED

(7) Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

CARRIED

Council adjourned at 12:10 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

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